# 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, April 2, 2019 - 2:00 PM  
Regular Meeting

NORMAN YEE, PRESIDENT  
VALLIE BROWN, SANDRA LEE FEWER, MATT HANEY, RAFAEL MANDELMAN,  
GORDON MAR, AARON PESKIN, 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.sfbox.org](http://www.sfbox.org)

<table>
<thead>
<tr>
<th>BOARD COMMITTEES</th>
<th>Meeting Days</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Committee Membership</strong></td>
<td><strong>Budget and Finance Committee</strong></td>
</tr>
<tr>
<td></td>
<td>Supervisors Fewer, Stefani, Mandelman, Ronen, Yee</td>
</tr>
<tr>
<td></td>
<td><strong>Budget and Finance Federal Select Committee</strong></td>
</tr>
<tr>
<td></td>
<td>Supervisors Fewer</td>
</tr>
<tr>
<td></td>
<td><strong>Budget and Finance Sub-Committee</strong></td>
</tr>
<tr>
<td></td>
<td>Supervisors Fewer, Stefani, Mandelman</td>
</tr>
<tr>
<td></td>
<td><strong>Government Audit and Oversight Committee</strong></td>
</tr>
<tr>
<td></td>
<td>Supervisors Mar, Brown, Peskin</td>
</tr>
<tr>
<td></td>
<td><strong>Land Use and Transportation Committee</strong></td>
</tr>
<tr>
<td></td>
<td>Supervisors Peskin, Safai, Haney</td>
</tr>
<tr>
<td></td>
<td><strong>Public Safety and Neighborhood Services Committee</strong></td>
</tr>
<tr>
<td></td>
<td>Supervisors Mandelman, Stefani, Walton</td>
</tr>
<tr>
<td></td>
<td><strong>Rules Committee</strong></td>
</tr>
<tr>
<td></td>
<td>Supervisors Ronen, Walton, Mar</td>
</tr>
</tbody>
</table>

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.
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.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

COPYRIGHT: All system content that is broadcasted live during public proceedings is secured by High-bandwidth Digital Content Protection (HDCP), which prevents copyrighted or encrypted content from being displayed or transmitted through unauthorized devices. Members of the public who wish to utilize chamber digital, audio and visual technology may not display copyrighted or encrypted content during public proceedings.

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 Peggy Nevin at (415) 554-5184.
AVISO EN ESPAÑOL: Los servicios de idiomas están disponibles en español, chino, y filipino en todas las reuniones regulares y reuniones especiales de la Junta, de los Comités, si se solicita por lo menos 48 horas antes de la reunión para ayudar a garantizar su disponibilidad. Para más información o solicitar servicios, por favor contactar a (415) 554-5184.

PAUNAWA: Mayroong serbisyon 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 pinakamababa 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.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 5R, 6, 7, 7R, 7X, 9, 9R, 19, 21, 47, and 49. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

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 sotf@sfgov.org

Citizens may obtain a free company of the Sunshine Ordinance by printing the San Francisco Administrative Code, Chapter 67, on the Internet at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting 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
ROLL CALL AND PLEDGE OF ALLEGIANCE

COMMUNICATIONS

APPROVAL OF MEETING MINUTES

Approval of the February 26, 2019, Board Meeting Minutes.

AGENDA CHANGES

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 1 through 9

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Mar, Brown, Walton

1. 190101 [Settlement of Lawsuit - Satinder Singh - $425,000]

   Ordinance authorizing settlement of the lawsuit filed by Satinder Singh against the City and County of San Francisco for $425,000; the lawsuit was filed on January 23, 2014, in San Francisco Superior Court, Case No. CGC-14-536941; entitled Satinder Singh v. Xuong Lu, et al.; the lawsuit involves alleged personal injury from a vehicle collision. (City Attorney)

   03/19/2019; PASSED ON FIRST READING.

   Question: Shall this Ordinance be FINALLY PASSED?
2. **190102** [Settlement of Lawsuit - Brandon Simpson - $50,000]
Ordinance authorizing settlement of the lawsuit filed by Brandon Simpson against the City and County of San Francisco for $50,000; the lawsuit was filed on January 11, 2017, in the United States District Court, Northern District of California, Case No. 17-CV-00133 KAW; entitled Brandon Simpson v. City and County of San Francisco, et al.; the lawsuit involves alleged damages stemming from civil rights violations; other material terms of the settlement are that Mr. Simpson’s court ordered criminal restitution will be paid from the settlement proceeds. (City Attorney)

03/19/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. **190137** [Settlement of Lawsuit - Logan Rachel Ury - $80,000]
Ordinance authorizing settlement of the lawsuit filed by Logan Rachel Ury against the City and County of San Francisco for $80,000; the lawsuit was filed on February 14, 2017, in San Francisco Superior Court, Case No. CGC-17-557062; entitled Logan Rachel Ury v. City and County of San Francisco, et al.; the lawsuit involves an alleged personal injury in Golden Gate Park. (City Attorney)

03/19/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. **190189** [Settlement of Lawsuit - Jamal Rashid Trulove - $13,100,000]
Ordinance authorizing settlement of the lawsuit filed by Jamal Rashid Trulove against the City and County of San Francisco for $13,100,000; the lawsuit was filed on January 7, 2016, in United States District Court, Case No. 16-cv-00050; entitled Jamal Rashid Trulove v. Maureen D'Amico et al.; the lawsuit involves alleged unlawful prosecution and incarceration. (City Attorney)

03/19/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

**Recommendations of the Land Use and Transportation Committee**

*Present: Supervisors Peskin, Safai, Haney*

**Sponsor: Peskin**
Ordinance amending the Building Code to enact an expedited and streamlined permit process for solar energy systems; affirming the Planning Department’s determination under the California Environmental Quality Act; and directing the Clerk to forward this Ordinance to the California Building Standards Commission upon final passage.

03/19/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
6. **190045**  
**[Building, Business and Tax Regulations Codes - Temporary Homeless Shelter Provisions During Shelter Crisis]**  
Sponsors: Mayor; Brown, Walton, Haney, Mandelman and Stefani  
Ordinance amending the Building Code to adopt standards for constructing homeless shelters, and to create an alternative approval procedure for homeless shelters, during a shelter crisis, pursuant to California Government Code, Section 8698.4; amending the Business and Tax Regulations Code to provide for an expedited permit appeals process for homeless shelters during a shelter crisis; affirming the Planning Department’s determination under the California Environmental Quality Act; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission and the California Department of Housing and Community Development upon final passage.  
03/19/2019; PASSED ON FIRST READING.  
Question: Shall this Ordinance be FINALLY PASSED?

7. **190047**  
**[Administrative, Planning Codes - Streamlined Contracting for Homeless Services and Siting for Homeless Shelters]**  
Sponsors: Mayor; Brown, Walton, Haney, Mandelman and Stefani  
Ordinance amending the Administrative Code and Planning Code to streamline contracting for homeless shelters, and siting of homeless shelters by, among other things, authorizing the Department of Homelessness and Supportive Housing (HSH) to enter into and amend contracts without requiring competitive bidding for professional and other services relating to sites and programs for people experiencing homelessness (Projects Addressing Homelessness); authorizing Public Works to enter into and amend contracts without adhering to the Environment Code or to provisions relating to competitive bidding, equal benefits, local business enterprise utilization, and other requirements, for construction work and professional and other services relating to Projects Addressing Homelessness; permitting Homeless Shelters in PDR (Production Distribution Repair) and SALI (Service/Arts/Light Industrial) Districts; authorizing HSH to operate Navigation Centers for more than two years; 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.  
03/19/2019; PASSED ON FIRST READING.  
Question: Shall this Ordinance be FINALLY PASSED?

8. **190136**  
**[Various Department of Building Inspection Codes - Technical Corrections to Existing Code]**  
Ordinance amending various sections of the Building, Existing Building, Plumbing, Electrical, and Housing Codes to correct or clarify existing Code language, re-enact a longstanding permit requirement for fences with the finding required by the California Health and Safety Code, and add enforcement provisions for the Building Facade Inspection and Maintenance Program; affirming the Planning Department’s determination under the California Environmental Quality Act; adopting a finding under the California Health and Safety Code; and directing the Clerk to forward this Ordinance to the California Building Standards Commission upon final passage. (Building Inspection Commission)  
03/19/2019; PASSED ON FIRST READING.  
Question: Shall this Ordinance be FINALLY PASSED?
9. 190215 [Mission Bay South - Mission Bay Park P5 Acceptance and Naming Mission Bay Dog Park]  
Sponsor: Haney  
Ordinance dedicating property under City jurisdiction and located on a portion of State Trust Parcel 2, commonly known as Mission Bay Park P5, adjacent to El Dorado Street North and El Dorado Street South between Channel Street and Long Bridge Street, as open public right-of-way in Mission Bay South; naming the new park “Mission Bay Dog Park;” accepting an irrevocable offer for the acquisition facilities that comprise the park improvements; designating said facilities for public open space and park purposes; accepting the Park for maintenance and liability purposes, subject to specified limitations, as defined herein; adopting findings under the California Environmental Quality Act; making findings of consistency with the General Plan, the eight priority policies of Planning Code, Section 101.1, and the Mission Bay South Redevelopment Plan; approving a Public Works Order; and authorizing official acts in connection with this Ordinance, as defined herein.  
03/19/2019; PASSED ON FIRST READING.  
Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Peskin, Safai, Haney

10. 181154 [Planning Code - Inclusionary Housing Fee]  
Sponsor: Peskin  
Ordinance amending the Planning Code to require all projects using the State Density Bonus law, regardless of environmental evaluation application date, to pay the inclusionary fee on any additional units or square footage allowed by the state law; 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 convenience, necessity, and welfare under Planning Code, Section 302.  
(Pursuant to Charter, Section 4.105, this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve the Ordinance for passage.)  
03/19/2019; CONTINUED ON FIRST READING.  
Question: Shall this Ordinance be PASSED ON FIRST READING?
NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

Present: Supervisors Fewer, Stefani, Mandelman

11. 181110  [Business and Tax Regulations Code - Administration of Homelessness Gross Receipts Tax]
Ordinance amending the Business and Tax Regulations Code to add provisions to administer the Homelessness Gross Receipts Tax; and to make conforming non-substantive changes. (Treasurer-Tax Collector)

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. 181225  [Lease Agreement - Treasure Island Enterprises - Treasure Island Marina - $90,000 Initial Annual Base Rent]
Sponsor: Mayor
Resolution approving a lease agreement between the Treasure Island Development Authority and Treasure Island Enterprises, LLC, a California limited liability company, for the development and management of Treasure Island Marina for a term of 66 years following Board approval for an initial annual base rent of $90,000 with rent increases adjusted annually by the Consumer Price Index, as defined herein; making findings under the California Environmental Quality Act, adopting a Mitigation Monitoring and Reporting Program for the marina project, and confirming the Planning Department’s determination that no additional environmental impacts that were not previously identified, would occur as a result of the proposed lease. (Treasure Island Development Authority)

Question: Shall this Resolution be ADOPTED?

13. 181226  [Lease Agreement - Treasure Island Sailing Center Foundation - Treasure Island Sailing Center - $10,000 Minimum Annual Base Rent]
Sponsor: Mayor
Resolution approving a lease agreement between the Treasure Island Development Authority and Treasure Island Sailing Center Foundation, Inc, a California nonprofit corporation, for the development and management of the Treasure Island Sailing Center for a term of 66 years following Board approval for a minimum annual base rent of $10,000 with rent increases adjusted annually by the Consumer Price Index, as defined herein; making findings under the California Environmental Quality Act, adopting a Mitigation Monitoring and Reporting Program and confirming the Planning Department’s determination that no additional environmental impacts that were not previously identified, would occur as a result of the proposed lease. (Treasure Island Development Authority)

Question: Shall this Resolution be ADOPTED?
14. **190203**


Resolution authorizing the Sheriff’s Department to enter into a third amendment to the existing contract with Leaders in Community Alternatives, Inc. ("LCA") to administer the Sheriff’s Department’s home detention and electronic monitoring program; extending the term by three months for a total contract term of May 1, 2014, through July 31, 2019, and increasing the amount by $465,000 for a total amount not to exceed $2,465,000; approving the Sheriff Department’s home detention and electronic monitoring program rules and regulations; and approving evidence of financial responsibility demonstrated by program administrator LCA for the 2019 calendar year. (Sheriff)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

15. **190205**

[Contract Amendment - Black and Veatch Corporation - Water Enterprise Water System - Calaveras Dam Replacement Project - Not to Exceed $71,800,000]

Resolution authorizing the General Manager of the Public Utilities Commission to execute Amendment No. 4 to an agreement with Black and Veatch Corporation, increasing the length of the agreement by ten months, for a total duration of nine years and eight months, for a total agreement term of August 1, 2010, through March 29, 2020, and increasing the agreement by $3,800,000 for a total not to exceed $71,800,000 for continued construction management services for the Water Enterprise Water System Improvement Program-funded Agreement No. CS-911R, Calaveras Dam Replacement Project, pursuant to Charter, Section 9.118(b). (Public Utilities Commission)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

16. **190218**

[Accept and Expend In-Kind Grant - Retroactive - Trust for Public Land - Gene Friend Recreation Center Feasibility Study and Concept Design - $520,500]

Sponsors: Mayor; Haney

Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant from the Trust for Public Land in the amount of up to $520,500 for a feasibility study and concept design for improvements to the Eugene L. Friend Recreation Center ("Gene Friend Recreation Center") for the project term of October 2, 2018, through March 31, 2019.

Question: Shall this Resolution be ADOPTED?

17. **190244**

[Accept and Expend Grant - The Workers Lab - Workers Fund - $150,000]

Resolution authorizing the Office of the Treasurer & Tax Collector to accept and expend a grant in the amount of $150,000 from The Workers Lab for designing and piloting a Workers Fund at San Francisco International Airport from May 1, 2019, through June 30, 2020. (Treasurer-Tax Collector)

Question: Shall this Resolution be ADOPTED?
Recommendations of the Land Use and Transportation Committee

Present: Supervisors Peskin, Safai, Haney

18. 190030 [Planning Code - Union Square Park, Recreation, and Open Space Fee]  
Sponsor: Peskin  
Ordinance amending the Planning Code to adjust the Union Square Park, Recreation, and Open Space Fee from $4 to $6; affirming 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.

Question: Shall this Ordinance be PASSED ON FIRST READING?

19. 190222 [Declaring a Climate Emergency in San Francisco]  
Sponsors: Mandelman; Fewer, Peskin, Mar, Brown, Haney, Yee and Safai  
Resolution declaring a climate emergency in San Francisco; and requesting immediate and accelerated action to address the climate crisis and limit global warming to 1.5 degrees Celsius.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Public Safety and Neighborhood Services Committee

Present: Supervisors Mandelman, Stefani, Walton

20. 190069 [Liquor License Transfer - 465 Hayes Street - The Epicurean Trader]  
Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to The Epicurean Trader, LLC, doing business as The Epicurean Trader, located at 465 Hayes Street (District 5), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Question: Shall this Resolution be ADOPTED?
Recommendations of the Rules Committee

Present: Supervisors Ronen, Walton, Mar

21.  181188

[Administrative Code - Implicit Bias Training - Department Heads and Commissioners]

Sponsors: Stefani; Ronen, Walton and Mar

Ordinance amending the Administrative Code to require department heads and members of City boards and commissions to complete implicit bias training by December 31, 2019; to require newly appointed department heads and members of City boards and commissions to complete implicit bias training within 60 days of assuming office; and to require the Department of Human Resources to provide the training.

Question: Shall this Ordinance be PASSED ON FIRST READING?

22.  190032

[Reappointments, Golden Gate Bridge, Highway and Transportation District - Sabrina Hernandez, Bert Hill, Richard Grosboll, and Michael Theriault]

Motion reappointing Sabrina Hernandez, Bert Hill, Richard Grosboll, and Michael Theriault, for the unexpired portions of two-year terms ending January 31, 2021, to the Golden Gate Bridge, Highway and Transportation District. (Rules Committee)

Question: Shall this Motion be APPROVED?

23.  190120

[Rules of Order - Removing Rule 3.29 Budget and Finance Select Committee on Federal Policy Changes]

Sponsor: Yee

Motion amending the Rules of Order of the Board of Supervisors by striking Rule 3.29 to remove the Budget and Finance Select Committee on Federal Policy Changes.

Question: Shall this Motion be APPROVED?

24.  190262

[Amending Board Rules of Order - Amending Board Rules 3.26 and 3.30 - Adding Board Rule 3.31 to Establish a Joint City, School District, and City College Select]

Sponsors: Yee; Ronen and Mar

Motion amending the Board Rules of Order of the Board of Supervisors by making clarifying amendments to Rule 3.26 Rules Committee and Rule 3.30 Select Committee; and by adding Rule 3.31 to establish a Joint City, School District, and City College Select Committee.

Question: Shall this Motion be APPROVED?

25.  190274

[Appointment, Park, Recreation, and Open Space Advisory Committee - Rosa Chen]

Motion appointing Rosa Chen, term ending February 1, 2021, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

Question: Shall this Motion be APPROVED?
26. 190284  [Reappointment, Bicycle Advisory Committee - Melyssa Mendoza]
Motion reappointing Melyssa Mendoza, term ending November 19, 2020, to the Bicycle 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.

27. 190198  [Hearing - Appeal of Determination of Exemption From Environmental Review - Outside Lands Festival Use Permit]
Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued as a Categorical Exemption by the Planning Department on January 17, 2019, for the amendment to the City's Use Permit with Another Planet Entertainment for the annual three-day festival in Golden Gate Park (aka "Outside Lands"), to extend the term for an additional 10 years and to update certain provisions related to rents and cost of reimbursements based on cost of living and other increases, with terms substantially the same as the draft dated December 1, 2018. (District 1) (Appellant: Richard Drury of Lozeau Drury LLP, on behalf of Andrew Solow and Stephen Somerstein) (Filed February 14, 2019) (Clerk of the Board)

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.

28. **190199** [Affirming the Categorical Exemption Determination - Outside Lands Festival Use Permit]
Motion affirming the determination by the Planning Department that the proposed Outside Lands Festival Use Permit is categorically exempt from further environmental review. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

29. **190200** [Conditionally Reversing the Categorical Exemption Determination - Outside Lands Festival Use Permit]
Motion conditionally reversing the determination by the Planning Department that the proposed Outside Lands Festival Use Permit is categorically exempt from further environmental review, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

30. **190201** [Preparation of Findings to Reverse the Categorical Exemption Determination - Outside Lands Festival Use Permit]
Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed Outside Lands Festival Use Permit is categorically exempt from further environmental review. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

Recommendation of the Budget and Finance Committee

Present: Supervisors Fewer, Stefani

31. **190117** [Permit Amendment - Outside Lands Music Festival - Ten Year Extension - Permit Fee]
Sponsors: Fewer; Mar
Resolution approving and authorizing a second amendment to the existing Permit with Another Planet Entertainment LLC, for the production of the annual Outside Lands Music Festival to extend the term ten additional years until 2031, pursuant to Charter, Section 9.118, and to modify provisions of the Permit related to the permit fee and rent payments and outreach and similar matters; affirming a categorical exemption under the California Environmental Quality Act for the amendment; and ratifying prior actions, as defined herein.

02/26/2019; CONTINUED.

Question: Shall this Resolution be ADOPTED?
32. **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.

33. **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.
CLOSED SESSION

CONFERENCE WITH CITY ATTORNEY - Existing Litigation

(Scheduled pursuant to Motion No. M19-047 (File No. 190231) approved on March 5, 2019.)

34. 190270

[Closed Session - Existing Litigation - Tax Measures Adopted by the Voters at the June 5, 2018, and November 6, 2018 Municipal Elections - April 2, 2019] Closed Session for the Board of Supervisors to convene on April 2, 2019, for the purpose of conferring with, or receiving advice from the City Attorney, pursuant to California Government Code, Section 54956.9, and San Francisco Administrative Code, Section 67.10(d)(1), regarding existing litigation in which the City is a defendant, Howard Jarvis Taxpayers Ass’n, Building Owners and Managers Ass’n of California, California Business Properties Ass’n, and California Business Roundtable v. City and County of San Francisco and All Persons Interested in the Matter of Proposition C of the June 2018 Ballot, Case No. CGC 18-568657, filed in San Francisco Superior Court on August 3, 2018; existing litigation in which the City is a plaintiff, City and County of San Francisco v. All Persons Interested in the Matter of Proposition G on the June 5, 2018, San Francisco Ballot, Case No. CGC 18-569987, filed in San Francisco Superior Court on September 21, 2018; and existing litigation in which the City is a plaintiff, City and County of San Francisco v. All Persons Interested in the Matter of Proposition C on the November 6, 2018, San Francisco Ballot, Case No. CGC 19-573230, filed in San Francisco Superior Court on January 28, 2019; scheduled pursuant to Motion No. M19-047, approved March 5, 2019. (Clerk of the Board)

Closed Session: The Board of Supervisors shall confer with the City Attorney.

[Elect To Disclose] Motion that the Board finds it is in the best interest of the public that the Board elect at this time to disclose its closed session deliberations.

[Elect Not to Disclose] Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations.

After a closed session, if one occurs, pending approval of above action to disclose, the President shall (1) request the Deputy City Attorney to identify the subjects discussed in the closed session, and (2) direct the Clerk of the Board to report the vote taken on any motion in the closed session.
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 35 through 41

35. **190320**  [Urging the Trump Administration - Stop Mass Deportation - Rehabilitated Formerly Incarcerated Southeast Asian Nationals]
   Sponsors: Walton; Ronen, Yee, Haney, Mar and Fewer
   Resolution respectfully urging the Trump Administration to stop the massive deportation of rehabilitated formerly incarcerated Southeast Asian nationals.
   
   03/19/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

   Question: Shall this Resolution be ADOPTED?

36. **190321**  [Recognizing Problem Gambling Awareness Month - March 2019]
   Sponsors: Yee; Mar, Peskin and Fewer
   Resolution recognizing March 2019 as Problem Gambling Awareness Month in the City and County of San Francisco.
   
   03/19/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

   Question: Shall this Resolution be ADOPTED?

37. **190322**  [Liquor License - 1168 Folsom Street - Decant SF]
   Resolution determining that the issuance of a Type-42 on-sale beer and wine public premises liquor license to Decant SF, LLC, doing business as Decant SF, located at 1168 Folsom Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; correcting a resolved clause in File No. 190135; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Clerk of the Board)
   
   03/27/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

   Question: Shall this Resolution be ADOPTED?
38. [190336] **[Final Map 4273 - 722 Montgomery Street]**
Motion approving Final Map 4273, a two lot vertical subdivision, lot one being five commercial units and lot two being 12 residential units, mixed-use condominium project, located at 722 Montgomery Street, being a subdivision of Assessor's Parcel Block No. 0196, Lot No. 056; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

03/15/2019; RECEIVED FROM DEPARTMENT.

03/27/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question:** Shall this Motion be APPROVED?

39. [190337] **[Final Map 9766 - 606 Capp Street]**
Motion approving Final Map 9766, a two lot merger and 20 residential unit condominium project, located at 606 Capp Street, being a subdivision of Assessor's Parcel Block No. 3615, Lot No. 055; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

03/15/2019; RECEIVED FROM DEPARTMENT.

03/27/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question:** Shall this Motion be APPROVED?

40. [190339] **[Closed Session - Labor Negotiations - April 16, 2019]**
Motion that the Board of Supervisors convene in closed session on April 16, 2019, at 4:00 p.m., pursuant to California Government Code, Section 54957.6, and San Francisco Administrative Code, Section 67.10(e), to confer with the Mayor's Office and the Department of Human Resources regarding negotiations with labor unions representing City employees. (Clerk of the Board)

03/27/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question:** Shall this Motion be APPROVED?
41. [Closed Session - Existing Litigation - Pacific Gas and Electric Company - April 9, 2019]


03/27/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

42. **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 ORDINANCES

190323  [Settlement of Lawsuit - Webcor Construction, L.P. and Keenan Hopkins Suder & Stowell Contractors, Inc. - $9,750,000]

Ordinance authorizing settlement of the lawsuit filed by Webcor Construction, L.P. ("Webcor") against the City and County of San Francisco for $9,750,000; the action against the City and County of San Francisco was filed on August 15, 2017, in the Superior Court of California, County of San Francisco, Case No. CGC-16-555423, entitled Keenan Hopkins Suder & Stowell Contractors, Inc. vs. Webcor Construction LP et al.; the lawsuit involves an alleged failure to provide complete and accurate designs under the terms of a construction contract related to the San Francisco General Hospital Rebuild Program; material terms of the settlement are that the City will pay Keenan Hopkins Suder & Stowell Contractors, Inc. ("Keenan") $9,750,000 and Webcor will pay Keenan $5,500,000. (City Attorney)

03/18/2019; RECEIVED FROM DEPARTMENT.

04/02/2019; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
PROPOSED RESOLUTIONS

190330  [Lease Agreement - Brookstone SFO T-2, LLC - Terminal 2 Specialty Retail Concession Lease No. 1 - Lease No. 18-0071 - $325,000 Minimum Annual Guarantee]
Resolution approving the Terminal 2 Specialty Retail Concession Lease No. 1 - Lease No. 18-0071, between Brookstone SFO T-2, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of seven years, and a minimum annual guarantee of $325,000 for the first year of the Lease, to commence upon approval by the Board of Supervisors. (Airport Commission)
03/14/2019; RECEIVED FROM DEPARTMENT.
04/02/2019; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

190331  [Contract Agreement - American Water Resources - Residential Water Service and Sewer Later Service Line Protection Program - Anticipated Revenue of $1,000,000]
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission (SFPUC) to execute Agreement No. PRO.0086, Residential Water Service and Sewer Lateral Service Line Protection Program with American Water Resources (AWR); authorizing AWR to market a voluntary water service and sewer lateral insurance program to SFPUC residential customers in San Francisco in exchange for payment of $3.61 per month to SFPUC for each enrolled customer, for a term of four years to commence upon Board approval and anticipated revenue of $1,000,000 or more to SFPUC, subject to approval by the Board of Supervisors under Charter Section 9.118(a). (Public Utilities Commission)
03/15/2019; RECEIVED FROM DEPARTMENT.
04/02/2019; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

190332  [Emergency Declaration - Repair Transmission Line - Big Creek Shaft Road - Groveland, California - Total Estimated Cost Not to Exceed $400,000]
Resolution approving an emergency declaration of the San Francisco Public Utilities Commission pursuant to Administrative Code, Section 6.60, to repair Hetch Hetchy Water and Power’s 230kV transmission line near Big Creek Shaft Road near Groveland, California, for a total estimated cost not to exceed $400,000. (Public Utilities Commission)
03/15/2019; RECEIVED FROM DEPARTMENT.
04/02/2019; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

190333  [Real Property Lease Extension Option - Choo Laguna, LLC - 258-A Laguna Honda Boulevard - $51,192 Annual Base Rent]
Resolution authorizing the Director of Real Estate to exercise a Lease Extension Option for the real property located at, 258-A Laguna Honda Boulevard with Choo Laguna, LLC as Landlord, for a five-year term to commence on July 1, 2019, through June 30, 2024, at the monthly base rent of $4,266 for a total annual base rent of $51,192. (Public Defender)
03/15/2019; RECEIVED FROM DEPARTMENT.
04/02/2019; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.
[Contract - Golden Gate Petroleum - Citywide Renewable Diesel - Not to Exceed $75,000,000]
Resolution authorizing the Office of Contract Administration to enter into a multi-year contract, pursuant to Charter, Section 9.118(b), with Golden Gate Petroleum, to supply the City Departments with Renewable Diesel for a three-year term of April 1, 2019, through March 31, 2022, with two one-year options to extend, in an amount not to exceed $75,000,000. (Office of Contract Administration)

03/18/2019; RECEIVED FROM DEPARTMENT.
04/02/2019; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

[Contract Amendment - Ferrara Fire Apparatus, Inc. - Equipment Purchase - Not to Exceed $15,000,000]
Resolution approving Modification No. 2 to the contract between the Office of Contract Administration and Ferrara Fire Apparatus, Inc. to purchase equipment for the Fire Department; to increase the amount by $5,500,000 for a total not to exceed amount of $15,000,000; and to extend the term by two years to commence August 26, 2019, for a total contract term of August 26, 2016, through August 25, 2021. (Office of Contract Administration)

03/18/2019; RECEIVED FROM DEPARTMENT.
04/02/2019; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.
[Petitions and Communications]
Petitions and Communications received from March 11, 2019, through March 22, 2019, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on April 2, 2019.

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 Mayor, pursuant to Charter, Section 3.100(18), making the following reappointments: 3 letters. Copy: Each Supervisor. (1)

- Dan Bernal - Health Commission - term ending January 15, 2023
- Breanna Zwart - Commission on the Status of Women - term ending January 22, 2023
- Meena Harris - Commission on the Status of Women - term ending January 15, 2023
- Melanie Ampon - Human Rights Commission - term ending January 15, 2023

From the Office of the Mayor, pursuant to Charter, Section 4.112, making the following nominations to the Public Utilities Commission: Copy: Each Supervisor. (2)

- Tim Paulson - term ending August 1, 2020
- Sophie Maxwell - term ending August 1, 2022

From the Office of the Mayor, pursuant to the Treasure Island Development Authority Bylaws, Article V, Section 7, making the following appointment: Copy: Each Supervisor. (3)

- Ike Kwon - Treasure Island Development Authority Board of Directors - term ending March 20, 2023

From Christina Goette, San Francisco Health Department, submitting Sugary Drinks Distributor Tax Advisory Committee 2019 Budget Recommendations. Copy: Each Supervisor. (4)

From Kristina Pappas, President of SF League of Conservative Voters, regarding implementing Assembly Bill 1184 (Ting) in San Francisco to encourage widespread adoption and use of zero-emission vehicles. Copy: Each Supervisor. (5)


From the Office of the Controller, submitting a report of the Review of the Healthy Streets Operations Center: A cast study on coordinating San Francisco’s response to encampments and street behaviors. Copy: Each Supervisor. (8)

From the United States Fish and Wildlife Service, submitting the Final Environmental Impact report for the South Farallon Islands Invasive House Mouse Eradication Project. Copy: Each Supervisor. (9)

From the Office of the Mayor, pursuant to Administrative Code, Section 5.9, submitting State Legislation Committee minutes from the March 13, 2019, meeting. Copy: Each Supervisor (10)
From Peter Prows, on behalf of Another Planet Entertainment LLC, regarding Outside Lands. File No. 190198. Copy: Each Supervisor. (11)

From the San Francisco School Second Grade class, submitting letters on how to make San Francisco a better place. 9 Letters. Copy: Each Supervisor. (12)

From the Human Rights Commission, pursuant to Ordinance No. 54-18, submitting the Fair Chance Ordinance Annual Report - Enforcement in Housing. File No. 171170. Copy: Each Supervisors. (13)

From Erick Arguello, regarding 1052-1060 Folsom and 190-194 Russ St. Appeal. File No. 190097. Copy: Each Supervisor. (14)

From concerned citizens regarding Tess Rothstein and protected bike lanes. 365 letters. Copy: Each Supervisor. (15)


From Robin Krop, regarding LRV car configurations. Copy: Each Supervisor. (17)

From Allen Jones, regarding Harvey Milk. Copy: Each Supervisor. (18)

From Josephine Lucchesi, regarding a proposed project on Geary Street. Copy: Each Supervisor. (19)

From Richard Skaff, Executive Director of Designing Accessible Communities, regarding protection of vulnerable seniors and people with disabilities. Copy: Each Supervisor. (20)

ADJOURNMENT