



# 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 23, 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.sfbos.org](http://www.sfbos.org)

#### BOARD COMMITTEES

##### Committee Membership

###### **Budget and Finance Committee**

Supervisors Fewer, Stefani, Mandelman, Ronen, Yee

###### **Budget and Finance Sub-Committee**

Supervisors Fewer, Stefani, Mandelman

###### **Government Audit and Oversight Committee**

Supervisors Mar, Brown, Peskin

###### **Joint City, School District, and City College Select Committee**

Supervisors Haney, Walton, Mar (Alternate), Commissioners Cook, Collins, Moliga (Alternate),  
Trustees Randolph, Williams, Selby (Alternate)

###### **Land Use and Transportation Committee**

Supervisors Peskin, Safai, Haney

###### **Public Safety and Neighborhood Services Committee**

Supervisors Mandelman, Stefani, Walton

###### **Rules Committee**

Supervisors Ronen, Walton, Mar

##### Meeting Days

Wednesday  
1:00 PM

Wednesday  
10:00 AM

1st and 3rd Thursday  
10:00 AM

To Be Determined

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.

**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.

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.

**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 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.

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](mailto:sotf@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>

### **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 March 12, 2019, 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. [190307](#) **[Formal Policy Discussions - April 23, 2019]**  
Pursuant to Charter, Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall discuss the following eligible topic submitted from the Supervisor representing District 4. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed two minutes per question or answer.

1. Transparency and opportunities for public input during the budget process for FY2019-2020 (District 4)

**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 and 3

#### Recommendations of the Budget and Finance Sub-Committee

*Present: Supervisors Fewer, Stefani, Mandelman*

2. [181212](#) **[Administrative, Business and Tax Regulations Codes - Nonprofit Organizations' First-Right-to-Purchase Multi-Family Residential Buildings]**  
**Sponsors: Fewer; Ronen, Haney, Mar, Walton, Safai, Peskin, Mandelman, Brown, Yee and Stefani**

Ordinance amending the Administrative Code to confer upon certain nonprofit organizations a first-right-to-purchase, consisting of both a right of first offer and a right of first refusal, over all multi-family residential buildings (and related construction sites and vacant lots) in the City, for the purpose of creating and preserving rent-restricted affordable rental housing, and to establish related procedures for the selection of such nonprofits, the preservation of rent-restricted affordable housing, and other implementation and enforcement; amending the Business and Tax Regulations Code to exempt rent-restricted affordable housing created under this ordinance from increased rates of transfer tax; and affirming the Planning Department's determination under the California Environmental Quality Act.

04/16/2019; PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

3. [190245](#) **[Waiver of Banner Fee - Retroactive - Office of Economic and Workforce Development - Shop & Dine in the 49 Campaign]**  
**Sponsors: Mayor; Brown**

Ordinance retroactively waiving the banner fees under Public Works Code, Section 184.78, for the placement of up to 300 banners per year, for three years, by the Office of Economic and Workforce Development to publicize the City's "Shop & Dine in the 49" campaign, beginning on November 20, 2018; and affirming the Planning Department's determination under the California Environmental Quality Act.

04/16/2019; 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, Stefani, Mandelman, Ronen, Yee*

- 4. [190309](#) **[Appropriating \$398,561 in Fire Service Fees - De-Appropriation and Re-Appropriation - Expenditures of \$5,750,492 - Supporting Increased Overtime and Professional Services Expenditures - FY2018-2019]**

**Sponsor: Mayor**

Ordinance appropriating \$398,561 to overtime in the Fire Department, de-appropriating \$5,750,492 from permanent salaries, mandatory fringe benefits, and capital projects, and appropriating \$5,750,492 to overtime and professional services in the Sheriff's Department, and to overtime in the San Francisco Public Utilities Commission, in order to support the Departments' projected increases in overtime as required per Administrative Code, Section 3.17; this Ordinance requires a two-thirds vote of all members of the Board of Supervisors for the Sheriff's Department appropriations approval, pursuant to Charter, Section 9.113(c).

(Pursuant to Charter, Section 9.113(c), this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve such appropriation ordinance for passage.)

(Fiscal Impact)

04/16/2019; PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

### NEW BUSINESS

#### Recommendation of the Budget and Finance Committee

*Present: Supervisors Fewer, Stefani, Mandelman, Ronen, Yee*

- 5. [190253](#) **[Ten-Year Capital Expenditure Plan - FYs 2020-2029]**

**Sponsor: Mayor**  
Resolution adopting the City's ten-year capital expenditure plan for FYs 2020-2029, pursuant to Administrative Code, Section 3.20.

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

**Recommendations of the Budget and Finance Sub-Committee**

*Present: Supervisors Fewer, Stefani, Mandelman*

6. [190331](#) **[Contract Agreement - American Water Resources - Residential Water Service and Sewer Lateral 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)
- Question: Shall this Resolution be ADOPTED?**
7. [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)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
8. [190334](#) **[Contract - Retroactive - Golden Gate Petroleum - Citywide Renewable Diesel - Not to Exceed \$45,000,000]**  
Resolution retroactively 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, in an amount not to exceed \$45,000,000 with two one-year options to extend, and require Board of Supervisors approval of each one-year contract extension that increases the contract amount by at least \$500,000, and authorization to increase the total not-to-exceed amount to \$60,000,000 upon exercising the first option and \$75,000,000 upon exercising the second option, conditional on future Board of Supervisors approval. (Office of Contract Administration)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

*Present: Supervisors Fewer, Stefani*

9. [190335](#) **[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)

(Fiscal Impact)

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

*Present: Supervisors Fewer, Stefani, Mandelman*

10. [190360](#) **[Accept and Expend Gift - Richard and Bonnie Green Bequest - Laguna Honda Gift Fund - \$200,000]**

**Sponsors: Mayor; Yee**

Resolution authorizing the Department of Public Health to accept and expend a monetary gift in the amount of \$200,000 from the Richard and Bonnie Green Survivor's Trust to the Laguna Honda Gift Fund, to support resident care programs, for the period of July 1, 2019, through June 30, 2029. (Public Health Department)

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

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

*Present: Supervisors Peskin, Safai, Haney*

11. [190141](#) **[Administrative Code - Programs for the Vehicular Homeless]**

**Sponsors: Brown; Safai, Fewer, Stefani, Mandelman, Haney, Mar, Ronen and Walton**

Ordinance amending the Administrative Code to require the Department of Homelessness and Supportive Housing ("HSH") to establish a Safe Overnight Parking Pilot Program to provide eligible vehicularly homeless persons a place to park and sleep in their vehicles overnight, case management, and other services; require HSH to collaborate with the Municipal Transportation Agency ("MTA") to develop an On-Street Parking Citation and Tow- and-Storage-Fee Abatement Program to provide eligible vehicularly homeless persons with waivers of parking fines and fees; and affirming the Planning Department's determination under the California Environmental Quality Act.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

12. [190359](#) **[Approve Project List - California State Senate Bill 1 Local Streets and Road Program - Road Maintenance and Rehabilitation Account Funds]**

**Sponsor: Mayor**

Resolution approving the list of projects to be funded by FY2019-2020 Road Maintenance and Rehabilitation Account funds as established by California State Senate Bill 1, the Road Repair and Accountability Act of 2017. (Public Works)

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



13. [190364](#) **[Bi-Annual Housing Balance Report No. 8]**  
**Sponsor: Mar**  
Resolution receiving and approving the bi-annual Housing Balance Report No. 8, dated April 1, 2019, submitted as required by Planning Code, Section 103. (Planning Department)

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

### **Recommendations of the Public Safety and Neighborhood Services Committee**

*Present: Supervisors Mandelman, Stefani, Walton*

14. [190088](#) **[Liquor License Transfer - 4800 California Street - On the Run Market]**  
Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Mazen Gaber Gad, doing business as On the Run Market, located at 4800 California Street (District 1), 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?**

15. [190195](#) **[Liquor License - 1 Grant Avenue - Museum of Ice Cream]**  
Resolution determining that the issuance of a Type-42 on-sale beer and wine public premises liquor license to 1and8 Inc., doing business as the Museum of Ice Cream, located on the mezzanine level of 1 Grant Avenue (District 3), will not serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control deny the issuance of the license, in accordance with California Business and Professions Code, Section 23958.4. (Public Safety and Neighborhood Services Committee)

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

16. [190221](#) **[Supporting California State Assembly Bill No. 362 (Eggman, Wiener, Friedman) - Three-Year Pilot Program for Supervised Drug Consumption]**  
**Sponsors: Haney; Walton, Ronen, Brown and Mandelman**  
Resolution supporting California State Assembly Bill No. 362, introduced by Assembly Member Susan Eggman, authored by Senator Scott Wiener and co-authored by Assembly Member Laura Friedman, creating a three-year pilot program allowing San Francisco to implement an overdose prevention program through the operation of overdose prevention sites.

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

**Recommendations of the Rules Committee**

*Present: Supervisors Ronen, Walton, Mar*

17. [190326](#) **[Mayoral Appointment, Public Utilities Commission - Tim Paulson]**  
Motion approving the Mayor's appointment of Tim Paulson to the Public Utilities Commission, for a term ending August 1, 2020. (Clerk of the Board)  
**Question: Shall this Motion be APPROVED?**
18. [190327](#) **[Mayoral Appointment, Public Utilities Commission - Sophie Maxwell]**  
Motion approving the Mayor's appointment of Sophie Maxwell to the Public Utilities Commission, for a term ending August 1, 2022. (Clerk of the Board)  
**Question: Shall this Motion be APPROVED?**
19. [190354](#) **[Mayoral Appointment, Residential Rent Stabilization and Arbitration Board - Reese Isbell]**  
Motion rejecting the Mayor's appointment of Reese Isbell to the Residential Rent Stabilization and Arbitration Board, for a term ending September 1, 2022. (Clerk of the Board)  
  
(Charter, Section 3.100(18), provides that the Board of Supervisors has the authority to reject the appointment by two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment within the 30-day period shall result in the appointee continuing to serve as appointed. Transmittal date: March 29, 2019.)  
  
(Supervisor Walton dissented in Committee.)  
**Question: Shall this Motion be APPROVED?**
20. [190376](#) **[Appointment, Eastern Neighborhoods Citizens Advisory Committee - Jane Weil]**  
Motion appointing Jane Weil, term ending October 19, 2019, to the Eastern Neighborhoods Citizens Advisory Committee. (Rules Committee)  
**Question: Shall this Motion be APPROVED?**
21. [190390](#) **[Appointment, Child Care Planning and Advisory Council - Patricia Sullivan]**  
Motion appointing Patricia Sullivan, term ending March 19, 2022, to the Child Care Planning and Advisory Council. (Rules Committee)  
**Question: Shall this Motion be APPROVED?**

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

## COMMITTEE REPORTS

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

*The following items will be considered by the Government Audit and Oversight Committee at a Regular Meeting on Thursday, April 18, 2019, at 10:00 a.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, April 23, 2019.*

22. [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)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
23. [190361](#) **[Petitions for City Parcels - Renew and Expand the Proposed Civic Center Community Benefit District]**  
**Sponsors: Mayor; Haney and Brown**  
Resolution authorizing the Mayor to sign petitions in the affirmative for the proposed renewal and expansion of a property and business improvement district to be named the Civic Center Community Benefit District, with respect to certain parcels of real property owned by the City that would be subject to assessment in said district.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
24. [190363](#) **[Resolution of Intention - Renewal and Expansion - North of Market/Tenderloin Community Benefit District]**  
**Sponsor: Haney**  
Resolution declaring the intention of the Board of Supervisors to renew and expand a property-based business improvement district known as the "North of Market/Tenderloin Community Benefit District" and levy a multi-year assessment on all parcels in the district; approving the management district plan and engineer's report and proposed boundaries map for the district; ordering and setting a time and place for a public hearing of the Board of Supervisors, sitting as a Committee of the Whole, on June 25, 2019, at 3:00 p.m.; approving the form of the Notice of Public Hearing and Assessment Ballot Proceeding, and Assessment Ballot; directing environmental findings; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting, as required by law.
- Question: Shall this Resolution be ADOPTED?**

The following item will be considered by the Rules Committee at a Regular Meeting on Monday, April 22, 2019, at 10:00 a.m. The Chair intends to request the Committee to send the following item as a Committee Report on Tuesday, April 23, 2019.

25. [190412](#) **[Mayoral Reappointment, Municipal Transportation Agency Board of Directors - Amanda Eaken]**

Motion approving/rejecting the Mayor's nomination for the reappointment of Amanda Eaken to the Municipal Transportation Agency Board of Directors, for a term ending March 1, 2023. (Clerk of the Board)

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

26. **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.*

27. **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 28 through 36**

28. [190422](#) **[Supporting United State House of Representatives Bill 1856 - Ending Homelessness Act of 2019]**  
**Sponsor: Haney**  
Resolution supporting United States House of Representatives Bill 1856, the Ending Homelessness Act of 2019, which appropriates funds to provide a path to end homelessness in the United States, and for other purposes.
- 04/16/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
29. [190423](#) **[Supporting House Resolution No. 233 - Condemning Duterte's Drug War - Urging Congressional Hearing]**  
**Sponsors: Haney; Fewer, Mar, Mandelman, Peskin and Yee**  
Resolution supporting United States House Resolution No. 233, authored by Congresswoman Jackie Speier, condemning the Government of the Philippines for its role in state-sanctioned extrajudicial killings by police and for its continued detention of Senator Leila de Lima, condemning the Philippine President Rodrigo Duterte's drug war that has taken the lives of over 29,000 Filipinos, and urging San Francisco's Federal representatives to support a congressional hearing on the consequences of U.S. tax dollars being used to fund these activities, and advocating for the U.S. to cut aid to the Duterte regime.
- 04/16/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
30. [190428](#) **[Armenian Genocide Commemoration Day - April 24, 2019 - Urging Passage of United States House Resolution No. 296 and Senate Resolution No. 150]**  
**Sponsors: Peskin; Yee**  
Resolution declaring April 24, 2019, as Armenian Genocide Commemoration Day in the City and County of San Francisco; and urging the San Francisco's representatives in the United States House of Representatives and Senate to accord recognition through the passage of House Resolution No. 296 and Senate Resolution No. 150.
- 04/16/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
31. [190429](#) **[Celebrating Waldorf Education's 100th Anniversary - May 18, 2019]**  
**Sponsor: Peskin**  
Resolution celebrating Waldorf's gift of freedom through education and proclaiming May 18, 2019, as Waldorf Education's 100th Anniversary in the City and County of San Francisco.
- 04/16/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

32. [190430](#) **[Opposing California State Senate Bill No. 753 (Stern) - Targeted Advertising Loophole to the California Consumer Protection Act]**  
**Sponsor: Peskin**  
Resolution opposing California State Senate Bill No. 753, authored by Senator Henry Stern, which would amend Civil Code, Section 1798.140, also known as the California Consumer Protection Act of 2018, to permit disclosure of personal information for the purpose of serving and displaying advertising.  
  
04/16/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**
33. [190431](#) **[Supporting Full Parity at Kaiser Permanente]**  
**Sponsors: Ronen; Haney, Mar and Fewer**  
Resolution supporting full parity for mental health patients and clinicians at Kaiser Permanente.  
  
04/16/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**
34. [190382](#) **[Committee of the Whole - Report of Assessment Costs - Blighted Properties - May 14, 2019]**  
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on May 14, 2019, at 4:00 p.m., to hold a public hearing on a Resolution approving a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)  
  
04/16/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Motion be APPROVED?**
35. [190399](#) **[Committee of the Whole - Report of Assessment Costs - Building Code Enforcement Violations - May 21, 2019]**  
Motion scheduling the Board of Supervisors to convene as a Committee of the Whole on May 21, 2019, at 4:00 p.m., to hold a public hearing on a Resolution confirming a report of delinquent charges for code enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Building Code, Sections 102A.3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, and 110A - Tables 1A-K and 1A-G, submitted by the Director of the Department of Building Inspection for services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board)  
  
04/17/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Motion be APPROVED?**

- 36. [190408](#) [Final Map 9452 - 5050 Mission Street]**  
 Motion approving Final Map 9452, a 65 unit mixed-use condominium project, located at 5050 Mission Street, being a subdivision of Assessor's Parcel Block No. 6969, Lot Nos. 001 & 011; and adopting findings pursuant to the General Plan, and the priority policies of Planning Code, Section 101.1. (Public Works)

04/12/2019; RECEIVED FROM DEPARTMENT.

04/17/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

### 37. 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](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****190402 [Settlement of Lawsuit - Oscar L. Tomasino - \$75,000]**

Ordinance authorizing settlement of the lawsuit filed by Oscar L. Tomasino against the City and County of San Francisco for \$75,000; the lawsuit was filed on March 19, 2018, in San Francisco Superior Court, Case No. CGC-18-565058; entitled Oscar L. Tomasino v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)

04/12/2019; RECEIVED FROM DEPARTMENT.

04/23/2019; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**190403 [Partial Settlement of Lawsuit - Victoria Sanchez - \$97,500]**

Ordinance authorizing settlement of the lawsuit filed by Victoria Sanchez against the City and County of San Francisco for \$97,500; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms; as it relates only to property loss of plaintiff Victoria Sanchez, by the payment of \$97,500, and excluding the claim by this plaintiff for diminution of value for plaintiff's real property and the claim by plaintiff for attorney's fees, costs and interest, which will be addressed in later proceedings. (City Attorney)

04/12/2019; RECEIVED FROM DEPARTMENT.

04/23/2019; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**190404 [Settlement of Lawsuit - San Franciscans for Livable Neighborhoods - \$247,799.50]**

Ordinance authorizing settlement of the lawsuit filed by San Franciscans for Livable Neighborhoods against the City and County of San Francisco for \$247,799.50; the lawsuit was filed on August 4, 2011, in San Francisco Superior Court, Case No. 513077; entitled San Franciscans for Livable Neighborhoods v. City and County of San Francisco; the lawsuit involves a challenge to the environmental impact report prepared in support of, and the approval of, the 2009 Housing Element of the San Francisco General Plan. (City Attorney)

04/12/2019; RECEIVED FROM DEPARTMENT.

04/23/2019; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.



## PROPOSED RESOLUTIONS

**190405 [Real Property Lease Amendment - Ruth Mellinger - 70 Oak Grove Street - \$479,050.80 Annual Base Rent]**

Resolution authorizing the Director of Real Estate to exercise a Second Amendment to a Lease between Ruth Mellinger, as Landlord, and the City and County of San Francisco, for the real property located at 70 Oak Grove Street, amending the first extended term from May 30, 2019, to May 31, 2019, and exercise an second five-year extension term to commence on June 1, 2019, through May 31, 2024, with an additional third five-year option to extend, at the monthly base rent of \$39,920.90, for a total annual base rent of \$479,050.80. (Sheriff)

04/12/2019; RECEIVED FROM DEPARTMENT.

04/23/2019; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**190406 [Sugary Drinks Distributor Tax Advisory Committee - Annual Report - FY2018-2019]**

Resolution receiving the annual report from the Sugary Drinks Distributor Tax Advisory Committee to evaluate the impact of the Sugary Drinks Distributor Tax on beverage prices, consumer purchasing behavior and public health for FY 2018-2019, submitted as required by Administrative Code, Section 5.33-4. (Public Health Department)

04/15/2019; RECEIVED FROM DEPARTMENT.

04/23/2019; RECEIVED AND ASSIGNED to the Public Safety and Neighborhood Services Committee.

**190407 [Memorandum of Understanding - Retroactive - The Regents of the University of California, San Francisco Campus - No Cost]**

Resolution retroactively approving a Memorandum Of Understanding between the Regents of the University of California, on behalf of its San Francisco campus, acting by and through its Office of Research, A California Constitutional Corporation ("UCSF"), and the Department of Public Health, to enable the creation of a professional fee service area ("Pro-Fee service area") for UCSF inside the City's instance of Epic to provide terms and conditions for the operation of that pro-fee service area, with a term in excess of ten years, from January 1, 2019, and runs concurrently with the existing Master Affiliation Agreement between the City and County of San Francisco and UCSF. (Public Health Department)

04/15/2019; RECEIVED FROM DEPARTMENT.

04/23/2019; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**190433 [Petitions and Communications]**

Petitions and Communications received from April 8, 2019, through April 15, 2019, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on April 23, 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 appointment: Copy: Each Supervisor. (1)

Darshan Singh- Human Services Commission- term ending January 15, 2020  
Margaret Brodtkin - Juvenile Probation Commission - term ending  
January 15, 2023

From the Office of the Mayor, pursuant to Health and Safety Code, Section 34173(g) and Ordinance 215-12 making the following appointment to the Commission on Community Investment and Infrastructure: Copy: Each Supervisor. (2)

Mara Rosales - term ending November 3, 2022  
Bivett Brackett - term ending November 3, 2020  
Desi Danganan - term ending November 3, 2022

From the Office of the Controller, submitting a memorandum on the field follow-up of its 2016 audit of the processes the Department of Public Health uses when its employees leave their jobs. Copy: Each Supervisor. (3)

From the Office of the Controller and the Airport Commission, submitting an audit of Paradies-SFO, LLC (tenant). Copy: Each Supervisor. (4)

From the Department of Park and Recreation, pursuant to Park Code 16.107, submitting the FY2019 - 2023 five year strategic plan and the two-year capital Expenditure Plan and Operational Plan for FY2020-2021. Copy: Each Supervisor. (5)

From SFERS, submitting the Retirement Contribution Rates for Fiscal Year 2019-2020. Copy: Each Supervisor. (6)

From the Department of Elections, submitting notice that voters will begin using Dominions's voting system, Democracy Suite, in the November 9, 2019 election. Copy: Each Supervisor. (7)

From Vision Zero Coalition members, regarding the City's latest Vision Zero Action Strategy, released on February 28, 2019. Copy: Each Supervisor. (8)

From Brian Hofer, Executive Director of Secure Justice, regarding Surveillance Technology Ordinance. File No. 190110. Copy: Each Supervisor. (9)

From Lisa Hill, regarding the proposed legislation to close Juvenile Hall. File No. 190392. Copy: Each Supervisor. (10)

From Jeri Papuga, regarding Edna, the Station 49 Firehouse cat. Copy: Each Supervisor. (11)

From concerned citizens, regarding appointments to the SRO Task Force. File No. 190379. 3 letters. Copy Each Supervisor. (12)

From concerned citizens, regarding Assembly Bill No. 362 (Eggman, Wiener, Friedman). File No. 190221. 98 Letters. Copy: Each Supervisor. (13)

From concerned citizens, regarding the proposed project at 1052-1060 Folsom and 190-194 Russ. File No. 190097. 7 Letters. Copy: Each Supervisor. (14)

From concerned citizens, regarding Senate Bill 50 (Wiener). File No. 190319. 33 Letters. Copy: Each Supervisor. (15)

From the Office of the Mayor, submitting State Legislation Committee minutes from the April 11, 2019 meeting. Copy: Each Supervisor. (16)

From the Office of the Mayor, pursuant to Charter, Section 8A.102, making the following appointment to the San Francisco Municipal Transportation Agency Board of Directors: Copy: Each Supervisor. (17)

Amanda Eaken - term ending March 1, 2023

From the San Francisco Democratic Party, regarding the Resolution in Support of Fair and Equitable Contract for City and County of San Francisco Employees. Copy: Each Supervisor. (18)

From Gerrie Scott, regarding renaming Gilbert Street to Jeff Adachi Way. Copy: Each Supervisor. (19)

From concerned citizens, regarding the elimination of street cleaning on Cresta Vista Drive. 4 Letters. Copy: Each Supervisor. (20)

From the City Administrator and Capital Planning Committee Chair, pursuant to Administrative Code, Section 3.21, regarding Public Utilities Commission Revenue Bonds and Hall of Justice Exit Projects. Copy: Each Supervisor. (21)

## **ADJOURNMENT**