

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, April 23, 2019 - 2:00 PM

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

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

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

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

Members Present: Vallie Brown, Sandra Lee Fewer, Matt Haney, Rafael Mandelman, Gordon Mar, Aaron Peskin, Hillary Ronen, Ahsha Safai, Catherine Stefani, Shamann Walton, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, April 23, 2019, with President Norman Yee presiding.

President Yee called the meeting to order at 2:02 p.m.

ROLL CALL AND PLEDGE OF ALLEGIANCE

On the call of the roll, Supervisors Brown, Fewer, Haney, Peskin, Ronen, Safai, Stefani, Walton, and Yee were noted present.

Supervisors Mandelman and Mar were noted not present.

A quorum was present.

COMMUNICATIONS

There were no communications.

Supervisor Mar was noted present at 2:04 p.m.

Supervisor Mandelman was noted present at 2:05 p.m.

APPROVAL OF MEETING MINUTES

President Yee inquired whether any Board Member had any corrections to the March 12, 2019, Board Meeting Minutes. There were no corrections.

Supervisor Brown, seconded by Supervisor Safai, moved to approve the March 12, 2019, Board Meeting Minutes. The motion carried by the following vote, following general public comment:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

AGENDA CHANGES

There were no agenda changes.

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

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)

Mayor London Breed addressed the Board of Supervisors regarding the Port Commission's consideration of the proposed SAFE Navigation Center on Seawall Lot 330, and the steps being taken to support homeless services. Mayor Breed then discussed the above referenced topic submitted by the District 4 Supervisor.

Supervisor Mar began the discussion by asking the following question: In January, I asked a question about specific, concrete opportunities that members of the public have to provide meaningful input on the City's budget priorities. How have you followed up on those commitments? Mayor Breed indicated the meetings were open to the public and her office reached out directly to various community organizations informing them of the opportunities for participation, office hours have been available, and a website was created (<https://sfmayor.org/2019budget>) to allow input and suggestions from members of the public. Supervisor Mar then followed up with the following question: How many neighborhood meetings did you hold, were they noticed and open to the public, and which district Supervisors were informed and invited? Which departments without commissions solicited public feedback on their proposed budgets, and does that include Mayor's Office of Housing and Community Development, HSH, and OEWD? Mayor Breed indicated she held six budget town hall meetings that were not publicly noticed since it was not required, but they did reach out to neighborhood organizations directly and they were open to the public. Mayor Breed further added that neighborhoods have requested more investments be placed in small businesses that are struggling to survive, neighborhoods, and assistance for the homeless.

Mayor Breed did not ask any follow-up questions related to this topic.

Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

Recommendations of the Budget and Finance Sub-Committee

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.

FINALLY PASSED

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.

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

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)

FINALLY PASSED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

NEW BUSINESS

Recommendation of the Budget and Finance Committee

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.

Supervisor Fewer, seconded by Supervisor Safai, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of April 30, 2019. The motion carried by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

Recommendations of the Budget and Finance Sub-Committee

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)

ADOPTED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

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)

ADOPTED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

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)

Privilege of the floor was granted unanimously to Alaric Degrafinried (Office of Contract Administration) who responded to questions raised throughout the discussion, and agreed that the Department would provide an annual report to the Board of Supervisors with a list of applicable City Departments.

ADOPTED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

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)

ADOPTED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

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)

ADOPTED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

Recommendations of the Land Use and Transportation Committee**190141 [Administrative Code - Programs for the Vehicular Homeless]**

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

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.

Supervisor Yee requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

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)

ADOPTED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

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)

ADOPTED by the following vote:

Ayes: 11 - Brown, Fewer, Haney Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

Supervisor Haney, seconded by Supervisor Walton, moved to rescind the previous vote to allow further discussion. The motion carried by the following vote:

Ayes: 11 - Brown, Fewer, Haney Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

Privilege of the floor was granted unanimously to Sophia Kittler (Mayor's Office); and Amy Chan (Mayor's Office of Housing and Community Development) who responded to questions raised throughout the discussion and agreed that the Department will include the strategies for achieving and maintaining a housing balance and the amount of funding needed to meet the required minimum 33% if the balance falls below the threshold as a supplemental to the report going forward.

ADOPTED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

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

ADOPTED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

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)

ADOPTED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

190221 [Supporting California State Assembly Bill No. 362 (Eggman, Wiener, Friedman, Chiu, Wood) - 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.

Supervisor Haney, seconded by Supervisor Mandelman, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 1, by adding 'Chiu, Wood', and Line 5, by adding 'David Chiu, and Jim Wood'; and Page 2, Line 6, by adding 'David Chiu, and Jim Wood'. The motion carried by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee
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, David Chiu, and Jim Wood, creating a three-year pilot program allowing San Francisco to implement an overdose prevention program through the operation of overdose prevention sites.

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

Recommendations of the Rules Committee

President Yee requested File Nos. 190326 and 190327 be called together.

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)

Motion No. M19-075

APPROVED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

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)

Motion No. M19-076

APPROVED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

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.)

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that the appointee, Reese Isbell, submitted a notice of resignation on April 19, 2019; therefore, this item is no longer before the Board for consideration and will be tabled by operation of law.

TABLED BY OPERATION OF LAW

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)

Motion No. M19-077

APPROVED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

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)

Motion No. M19-078

APPROVED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

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

Supervisor Yee, seconded by Supervisor Peskin, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

President Yee and Supervisor Peskin introduced, welcomed, and presented a Certificate of Honor to The Genocide Education Project, accepted by Roxanne Makasdjian, President & Executive Director, in recognition of their exceptional work broadening the understanding of the Armenian Genocide and genocides that occurred after, in order to prevent future atrocities.

COMMITTEE REPORTS

Recommendations of the Government Audit and Oversight Committee

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)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

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)

ADOPTED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

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.

ADOPTED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

Recommendation of the Rules Committee

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)

Motion No. M19-079

APPROVED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

President Yee recognized former Member of the Board of Supervisors John Avalos who was in attendance at today's meeting.

PUBLIC COMMENT

Ron Grober; expressed opposition to the Resolution supporting full parity at Kaiser Permanente (File No. 190431).

Gail Miller; expressed concerns regarding the Resolution supporting full parity at Kaiser Permanente (File No. 190431).

Former Supervisor John Avalos; expressed support of the Resolution supporting full parity at Kaiser Permanente (File No. 190431).

Keith Melchena; expressed support of the Resolution supporting full parity at Kaiser Permanente (File No. 190431).

David Serrano Sewell; expressed opposition to the Resolution supporting full parity at Kaiser Permanente (File No. 190431).

Richard Raya; expressed support of a newly introduced Resolution supporting Senate Bill 686.

Speaker; expressed support of the Resolution condemning Philippine President Duterte's drug war (File No. 190423).

Rev. Sandy Stone; expressed support of the Resolution condemning Philippine President Duterte's drug war (File No. 190423).

Rev. Millie Nichols; expressed support of the Resolution condemning Philippine President Duterte's drug war (File No. 190423).

Speaker; expressed support of the Resolution regarding Armenian Genocide Commemoration Day (File No. 190428).

Larry John; expressed support of the Resolution regarding Armenian Genocide Commemoration Day (File No. 190428).

Tom Gilberty; shared concerns regarding the need for dignity homes and financing, a municipal public bank, and navigation centers.

Speaker; shared various concerns regarding schools.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

190422 [Supporting United State House of Representatives Bill 1856 - Ending Homelessness Act of 2019]

Sponsors: Haney; Mandelman and Ronen

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.

Supervisors Mandelman and Ronen requested to be added as co-sponsors.

ADOPTED

190423 [Supporting House Resolution No. 233 - Condemning Duterte's Drug War - Urging Congressional Hearing]

Sponsors: Haney; Fewer, Mar, Mandelman, Peskin, Yee and Safai

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.

Supervisor Safai requested to be added as a co-sponsor.

ADOPTED

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, Mandelman and Ronen

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.

Supervisors Mandelman and Ronen requested to be added as co-sponsors.

ADOPTED

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.

ADOPTED

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.

ADOPTED**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)

Motion No. M19-080**APPROVED****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)

Motion No. M19-081**APPROVED****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)

Motion No. M19-082**APPROVED****The foregoing items were acted upon by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Ronen requested that File No. 190431 be severed so that it may be considered separately.

190431 [Supporting Full Parity at Kaiser Permanente]

Sponsors: Ronen; Haney, Mar, Fewer, Safai and Mandelman

Resolution supporting full parity for mental health patients and clinicians at Kaiser Permanente.

Supervisor Safai and Mandelman requested to be added as co-sponsors.

Supervisor Ronen, seconded by Supervisor Brown, moved that this Resolution be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE**, on Page 1, Lines 12-13, by adding 'including a shortage of bilingual providers in San Francisco'; on Page 3, Line 10, by striking 'under the following guidelines' and adding 'guided by the following principles', Line 11, by striking 'Boost' and adding 'Boosting in-house', Line 16, by striking 'limit' and adding 'limiting', and Line 20, by striking 'Provide' and adding 'Providing'; and on Page 4, Line 1, by striking 'that'. The motion carried by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

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**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)

04/12/19; RECEIVED FROM DEPARTMENT.

04/23/19; RECEIVED AND ASSIGNED to 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)

04/12/19; RECEIVED FROM DEPARTMENT.

04/23/19; RECEIVED AND ASSIGNED to 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)

04/12/19; RECEIVED FROM DEPARTMENT.

04/23/19; RECEIVED AND ASSIGNED to 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)

04/12/19; RECEIVED FROM DEPARTMENT.

04/23/19; RECEIVED AND ASSIGNED to 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)

04/15/19; RECEIVED FROM DEPARTMENT.

04/23/19; RECEIVED AND ASSIGNED to 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)

04/15/19; RECEIVED FROM DEPARTMENT.

04/23/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour 4:14 p.m.