

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES - DRAFT

Tuesday, April 30, 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

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

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

##### **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

##### **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

To Be Determined

Wednesday  
1:00 PM

Wednesday  
10:00 AM

1st and 3rd Thursday  
10:00 AM

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

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*The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, April 30, 2019, with President Norman Yee presiding.*

*President Yee called the meeting to order at 2:00 p.m.*

## **ROLL CALL AND PLEDGE OF ALLEGIANCE**

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

*Supervisor Safai was noted not present.*

*A quorum was present.*

## **COMMUNICATIONS**

*There were no communications.*

*Supervisor Safai was noted present at 2:02 p.m.*

## **APPROVAL OF MEETING MINUTES**

*President Yee inquired whether any Board Member had any corrections to the March 19, 2019, Board Meeting Minutes. There were no corrections.*

**Supervisor Ronen, seconded by Supervisor Mandelman, moved to approve the March 19, 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.*

## CONSENT AGENDA

### Recommendations of the Government Audit and Oversight Committee

#### **190238 [Settlement of Lawsuit - Peter Dayton - \$60,000]**

Ordinance authorizing settlement of the lawsuit filed by Peter Dayton against the City and County of San Francisco for \$60,000; the lawsuit was filed on March 15, 2017, in San Francisco Superior Court, Case No. CGC 17-557549; entitled Peter Dayton v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

**PASSED ON FIRST READING**

#### **190239 [Partial Settlement of Lawsuit - Chris Tilton and Blane Bachelor - \$301,000]**

Ordinance authorizing settlement of the lawsuit filed by Chris Tilton and Blane Bachelor against the City and County of San Francisco for \$301,000; 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 plaintiffs Chris Tilton and Blane Bachelor, by the payment of \$301,000 and excluding the claim by these plaintiffs for diminution of value for plaintiffs' real property and the claim by plaintiffs for attorney's fees, costs and interest, which will be addressed in later proceedings. (City Attorney)

**PASSED ON FIRST READING**

#### **190240 [Settlement of Lawsuit - Hanover Insurance Company a/s/o YWX Holdings, Inc. - \$62,500]**

Ordinance authorizing settlement of the lawsuit filed by Hanover Insurance Company a/s/o YWX Holdings, Inc. against the City and County of San Francisco for \$62,500; the lawsuit was filed on April 30, 2018, in San Francisco Superior Court, Case No. CGC-18-566142; entitled Hanover Insurance Company a/s/o YWX Holdings, Inc. v. City and County of San Francisco, et al.; the lawsuit involves alleged property damage by sewer backup. (City Attorney)

**PASSED ON FIRST READING**

#### **190281 [Settlement of Lawsuit - Max Luster - \$75,000]**

Ordinance authorizing settlement of the lawsuit filed by Max Luster against the City and County of San Francisco for \$75,000; the lawsuit was filed on August 29, 2017, in San Francisco Superior Court, Case No. CGC-17-561008; entitled Max Luster v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City street. (City Attorney)

**PASSED ON FIRST READING**

#### **190342 [Settlement of Lawsuit - Alyx Cronin - \$67,000]**

Ordinance authorizing settlement of the lawsuit filed by Alyx Cronin against the City and County of San Francisco for \$67,000; the lawsuit was filed on June 8, 2018, in San Francisco Superior Court, Case No. CGC-18-567064; entitled Alyx Cronin v. The City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from a vehicle collision. (City Attorney)

**PASSED ON FIRST READING**

**190343 [Settlement of Lawsuit - Timothy Doyle - \$75,000]**

Ordinance authorizing settlement of the lawsuit filed by Timothy Doyle against the City and County of San Francisco for \$75,000; the lawsuit was filed on December 13, 2016, in San Francisco Superior Court, Case No. CGC-16-555897; entitled Timothy Doyle v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from a vehicle collision. (City Attorney)

**PASSED ON FIRST READING**

**190344 [Settlement of Lawsuit - Tyler Francis O'Connor - \$125,000]**

Ordinance authorizing settlement of the lawsuit filed by Tyler Francis O'Connor against the City and County of San Francisco for \$125,000; the lawsuit was filed on May 17, 2017, in San Francisco Superior Court, Case No. CGC-17-558989; entitled Tyler Francis O'Connor v. City and County of San Francisco; the lawsuit involves alleged personal injury from vehicle collision. (City Attorney)

**PASSED ON FIRST READING**

**190345 [Settlement of Lawsuit - Fidelia del Carmen May Can, Rosana Guadalupe Gongora May, Luis Rodolfo Gongora May, and Angel de Jesus May - \$140,000]**

Ordinance authorizing settlement of the lawsuit filed by Fidelia del Carmen May Can, Rosana Guadalupe Gongora May, Luis Rodolfo Gongora May, and Angel de Jesus May against the City and County of San Francisco for \$140,000; the lawsuit was filed on October 11, 2016, in United States District Court, Case No. 16-cv-05771; entitled Fidelia del Carmen May Can, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged civil rights violation. (City Attorney)

**PASSED ON FIRST READING**

**190241 [Settlement of Unlitigated Claim - Kim Du Truong - \$36,090]**

Resolution approving the settlement of the unlitigated claim filed by Kim Du Truong against the City and County of San Francisco for \$36,090; the claim was filed on July 30, 2018; the claim involves alleged property damage arising from flooding. (City Attorney)

**ADOPTED**

**Recommendation 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.

**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

#### **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 Haney, seconded by Supervisor Brown, moved that this Resolution be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 3, Lines 2-9, by adding 'and WHEREAS, It is the intent of this Board to ask the Capital Planning Committee to add Affordable Housing as part of the City's capital planning process beginning in the next off-year Capital Plan update; and WHEREAS, It is the intent of this Board to ask the Capital Planning Committee to work with San Francisco's housing policy experts in the next off-year update to build a reliable set of funding sources for affordable housing, including but not limited to another Affordable Housing General Obligation Bond in the G.O. Bond Program;'. 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

### Recommendation 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 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)

**FINALLY PASSED by the following vote:**

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

## NEW BUSINESS

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

#### **190280 [Annual Fundraising Drive - 2019]**

Resolution designating those agencies qualified to participate in the 2019 Annual Joint Fundraising Drive for officers and employees of the City and County of San Francisco. (City Administrator)

**ADOPTED by the following vote:**

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

#### **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)

**ADOPTED by the following vote:**

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

#### **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)

**ADOPTED by the following vote:**

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

#### **190347 [Memorandum of Agreement - United States Department of the Interior, National Park Service - Management of Watersheds Supplying San Francisco Regional Water System - Not to Exceed \$33,257,629]**

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute a Memorandum of Agreement with the United States Department of the Interior, National Park Service, Yosemite National Park, for comprehensive management of watersheds supplying the San Francisco Regional Water System for an amount not to exceed \$33,257,629 and a total term of four years from July 1, 2020, through June 30, 2024, pursuant to Charter, Section 9.118. (Public Utilities Commission)  
(Fiscal Impact)

**ADOPTED by the following vote:**

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

## **Recommendation of the Government Audit and Oversight Committee**

### **190214 [Building Code - Fee Waiver for 100% Affordable Housing and Accessory Dwelling Units]**

**Sponsors: Mayor; Brown and Mar**

Ordinance amending the Building Code to waive specified fees for 100% affordable housing projects, as defined herein, and accessory dwelling unit projects for an approximately one-year pilot program; and affirming the Planning Department's determination under the California Environmental Quality Act.  
(Fiscal Impact)

**Supervisor Mar, seconded by Supervisor Brown, moved that this Ordinance be RE-REFERRED to the Government Audit and Oversight Committee. The motion carried 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**

### **190112 [Summary Street Vacation - Francisco Street in Connection with Francisco Park Improvements - Interdepartmental Property Transfer]**

**Sponsor: Stefani**

Ordinance ordering the summary street vacation of the 900 block of Francisco Street, generally bounded by Assessor's Parcel Block No. 0046 to the north, Assessor's Parcel Block No. 0047 to the south, Larkin Street to the west, and Hyde Street to the east, as part of the development of Francisco Park, subject to certain terms and conditions, and approving a conditional interdepartmental transfer of the vacation area from Public Works to the Recreation and Park Department; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings that the actions contemplated in this Ordinance are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection with this Ordinance, as defined herein.

**PASSED ON FIRST READING by the following vote:**

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

### **190237 [Plumbing Code - Placement and Minimum Size of Building Traps]**

**Sponsor: Peskin**

Ordinance amending the Plumbing Code to add a requirement for the placement and minimum size of building traps; 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 upon final passage. (Building Inspection Commission)

**PASSED ON FIRST READING by the following vote:**

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

President Yee requested File Nos. 190249, 190250, and 190251 be called together.

**190249 [Development Agreement - SYTS Investments, LLC - 915 Cayuga Avenue]**

**Sponsor: Safai**

Ordinance approving a Development Agreement between the City and County of San Francisco and SYTS Investments, LLC, for the development project at 915 Cayuga Avenue, with various public benefits including significantly more below market rate units than otherwise required; making findings under the California Environmental Quality Act, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1(b); confirming compliance with or waiving certain provisions of Administrative Code, Chapters 14B and 56; and ratifying certain actions taken in connection therewith, as defined herein.

**PASSED ON FIRST READING by the following vote:**

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

**190250 [Planning Code, Zoning Map - Cayuga/Alemanly Special Use District]**

**Sponsor: Safai**

Ordinance amending the Planning Code to establish the Cayuga/Alemanly Special Use District (SUD) for the property located at 915 Cayuga Avenue (Assessor's Parcel Block No. 6954, Lot Nos. 039); amending the Zoning Map to add the Cayuga/Alemanly SUD and to change the height limit on Assessor's Parcel Block No. 6954, Lot No. 039, to 65-X; affirming the Planning Department's California Environmental Quality Act findings; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101; and making findings of public convenience, necessity, and welfare under Planning Code, Section 302.

**PASSED ON FIRST READING by the following vote:**

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

**190251 [Planning Code, Zoning Map - 915 Cayuga Avenue]**

**Sponsor: Safai**

Ordinance amending the Zoning Map to change the zoning district on Assessor's Parcel Block No. 6954, Lot No. 039, from RH-1 (Residential, House District, One-Family) and Excelsior Outer Mission Street Neighborhood Commercial District to Excelsior Outer Mission Street Neighborhood Commercial District; affirming the Planning Department's California Environmental Quality Act findings; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101; and making findings of public convenience, necessity, and welfare under Planning Code, Section 302.

**PASSED ON FIRST READING by the following vote:**

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

**Recommendations of the Rules Committee**

**190216 [Administrative Code - Mayoral Question-and-Answer Session at the Board of Supervisors]**

**Sponsor: Mar**

Ordinance amending the Administrative Code to authorize the Clerk of the Board of Supervisors to modify deadlines for submission of question topics by Supervisors in advance of the Mayor's appearance at the Board of Supervisors for a question-and-answer session.

**PASSED ON FIRST READING by the following vote:**

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



**190287 [Campaign and Governmental Conduct Code - Public Campaign Financing]****Sponsor: Mar**

Ordinance amending the Campaign and Governmental Conduct Code to modify the deadline for participation in the City's public financing program and the operation of individual expenditure ceilings for participating candidates. (Ethics Commission)

(Pursuant to Campaign and Governmental Conduct Code, Section 3.204, this matter requires two-thirds vote of the full membership of the Board of Supervisors (8 votes) for passage.)

**PASSED ON FIRST READING by the following vote:**

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

**190340 [Mayoral Appointment, Planning Commission - Frank Fung]**

Motion approving the Mayoral nomination for the appointment of Frank Fung to the Planning Commission, term ending June 30, 2022. (Clerk of the Board)

(Charter, Section 4.105, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: March 25, 2019.)

**Motion No. M19-083****APPROVED by the following vote:**

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

**190415 [Appointment, Sugary Drinks Distributor Tax Advisory Committee - Aaron Kunz]**

Motion appointing Aaron Kunz, term ending December 31, 2020, to the Sugary Drinks Distributor Tax Advisory Committee. (Rules Committee)

**Motion No. M19-084****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 Fewer, seconded by Supervisor Stefani, 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 introduced, welcomed, and presented a Certificate of Honor to Chief Joanne Hayes-White (Fire Department) on the occasion of her retirement after 29 years of service to the City and County of San Francisco, and in recognition of her countless accomplishments as an inspirational leader to women, being the first female Fire Chief in San Francisco, the only female urban Fire Chief in the world, and the 2018 Career Fire Chief of the Year. Supervisors Ronen, Brown, Stefani, Fewer, Walton, Peskin, Mandelman, Haney, and Safai shared in this commendation.*

### **SMALL BUSINESS WEEK**

*President Yee provided opening remarks on the Board's honoree program, and Stephen Adams, President (Small Business Commission), presented additional information and acknowledged the importance of small businesses in San Francisco. Supervisors then introduced, welcomed, and presented Certificates of Honor to individuals and businesses in recognition of Small Business Week and their accomplishments, as referenced below:*

*Supervisor Fewer recognized Alice (Sohyang) and Sean (Sangbaek) Kim (Joe's Ice Cream);*

*Supervisor Stefani recognized Sue Fisher King;*

*Supervisor Peskin recognized Shadi Zughayar (Coit Liquors);*

*Supervisor Mar recognized Erica Maver (Establish);*

*Supervisor Brown recognized Helen Hwang (Eddie's Café);*

*Supervisor Haney recognized Tess Diaz-Guzman (JT's Restaurant);*

*President Yee recognized Jeff and Sabine Taliaferro (Ocean Cyclery);*

*Supervisor Mandelman recognized Katey McKee (Glama-Rana! Salon);*

*Supervisor Ronen recognized Charlie Harb (Charlie's Café);*

*Supervisor Walton recognized Veronica Nye (Dogpatch Saloon); and*

*Supervisor Safai recognized Maria Paz Rodriguez (Pacita's Salvadorean Bakery).*

## COMMITTEE REPORTS

### Recommendation of the Land Use and Transportation Committee

#### **190419 [Conditional Property Exchange Agreement - EQX JACKSON SQ HOLDCO LLC - Potential Exchange of 530 Sansome Street for a Portion of 425-439 Washington Street]**

**Sponsors: Mayor; Peskin**

Resolution approving a Conditional Property Exchange Agreement ("CPEA") with EQX JACKSON SQ HOLDCO LLC, a Delaware limited liability company, for a proposed future transfer of City real property at 530 Sansome Street (Assessor's Parcel Block No. 0206, Lot No. 017) under the jurisdiction of the Fire Department, in exchange for a portion of the real property at 425-439 Washington Street (Assessor's Parcel Block No. 0206, Lot Nos. 013 and 014), subject to several conditions, as defined herein; and finding that the CPEA is a conditional land acquisition agreement under California Environmental Quality Act Guidelines, Section 15004(b)(2)(A), and subject to City's discretionary approval after the completion of environmental review.

**ADOPTED 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.*

## PUBLIC COMMENT

*Mr. Wright; shared concerns regarding the need for affordable housing and issues with navigation centers.*

*Speaker; shared concerns regarding anti-vaccination and other various religious matters.*

*Speaker; shared concerns regarding the plight of taxi medallion holders because of transportation network companies.*

*Speaker; shared concerns regarding the plight of taxi medallion holders because of transportation network companies.*

*Norma Garcia; expressed support of the Resolution regarding Senate Bill 686, California Promise Neighborhoods Act of 2019 (File No. 190448).*

*Frieda Edgette; shared information on the "Courage to Run" event on June 23, 2019, and invited the Board to attend.*

*Shaw San Liu; expressed support of immigrant workers reso.*

*Ray Hartz; expressed concerns regarding the Sunshine Ordinance Task Force and their orders of determination.*

*Tom Gilbert; shared concerns regarding navigation centers, homelessness, and pollution from commuting.*

*David Smith; shared concerns regarding the plight of taxi medallion holders because of transportation network companies.*

*Speaker; shared their various thoughts with the Board.*

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

### **190452 [Urging Specific City-Wide Homelessness and Affordable Housing Priorities in the FYs 2019-2020 and 2020-2021 Budgets]**

**Sponsors: Fewer; Mandelman and Stefani**

Resolution urging the Mayor to prioritize increased funding for problem-solving and prevention of homelessness, exits from homelessness and the shelter system, targeted funding to house key vulnerable populations, and affordable housing preservation and production in all districts in San Francisco in the two-year budgets for FYs 2019-2020 and 2020-2021.

**ADOPTED**

### **190435 [Final Map 5558 - 220 Jackson Street and 601 Front Street]**

Motion approving Final Map 5558, a maximum of 50 units commercial condominium project, located at 220 Jackson Street and 601 Front Street, being a subdivision of Assessor's Parcel Block No. 0173, Lot No. 006; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

**Motion No. M19-085**

**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 Fewer requested that File No. 190446 be severed so that it may be considered separately.*

### **190446 [Recognizing National Donate Life Month - April 2019]**

**Sponsor: Fewer**

Resolution recognizing April 2019 as National Donate Life Month in the City and County of San Francisco, and urging all San Franciscans to register as organ and tissue donors when applying for or renewing their driver's license.

**ADOPTED by the following vote:**

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

Supervisor Walton requested that File Nos. 190448 and 190027 be severed so that they may be considered separately.

**190448 [Supporting California State Senate Bill No. 686 (Allen) - California Promise Neighborhoods Act of 2019]**

**Sponsors: Ronen; Haney**

Resolution supporting California State Senate Bill No. 686, authored by Senator Ben Allen, which would enact the California Promise Neighborhoods Act of 2019.

*Supervisor Haney requested to be added as a co-sponsor.*

**Supervisor Walton, seconded by Supervisor Ronen, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Lines 19-20, by adding 'include culturally appropriate agencies when expanding into'. 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

**190027 [Final Map 9530 - 595 Mariposa Street]**

Motion approving Final Map 9530, a 20 residential unit new condominium project, located at 595 Mariposa Street, being a subdivision of Assessor's Parcel Block No. 3995, Lot No. 022; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

**Supervisor Walton, seconded by Supervisor Haney, moved that this Motion be CONTINUED to the Board of Supervisors meeting of May 7, 2019. The motion carried by the following vote:**

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

Supervisor Peskin requested that File No. 190449 be severed so that it may be considered separately.

### **Supervisor Safai Excused from Voting**

Supervisor Peskin, seconded by Supervisor Stefani, moved that Supervisor Safai be excused from voting on File No. 190449. The motion carried by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Stefani, Walton, Yee

Excused: 1 - Safai

### **190449 [Adoption of Findings Related to Conditional Use Authorization - 1052-1060 Folsom Street and 190-194 Russ Street]**

Motion adopting findings in support of the Board of Supervisors' disapproval of the decision of the Planning Commission by its Motion No. 20361, regarding the Conditional Use Authorization identified as Planning Case No. 2016.004905CUA, for a proposed project at 1052-1060 Folsom Street and 190-194 Russ Street. (Clerk of the Board)

Supervisor Peskin, seconded by Supervisor Mar, moved that this Motion be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Lines 9-12, by adding 'and WHEREAS, The Planning Commission did not have the benefit of a complete shadow study in the record before it at the time that it issued its findings in support of the Conditional Use Authorization, a fact confirmed by Planning Department staff at the Planning Commission hearing on December 20, 2018;'**. The motion carried by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Stefani, Walton, Yee

Excused: 1 - Safai

**Motion No. M19-086**

**APPROVED AS AMENDED by the following vote:**

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Stefani, Walton, Yee

Excused: 1 - Safai

## IMPERATIVE AGENDA

*[Purely Commendatory Finding]*

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

**Supervisor Peskin, seconded by Supervisor Walton, moved ADOPTION of the commendatory finding. The motion carried by the following vote:**

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

*[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.*

**Supervisor Peskin, seconded by Supervisor Walton, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:**

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

### **190457 [Chief Joanne Hayes-White Day - May 5, 2019]**

**Sponsor: Yee**

Resolution commending and honoring Chief Joanne Hayes-White for her outstanding service as the San Francisco Fire Chief; and declaring May 5, 2019, as Chief Joanne Hayes-White Day in the City and County of San Francisco.

*President Yee inquired as to whether any member of the public wished to address the Board relating to the Resolution commending and honoring Chief Joanne Hayes-White as referenced in File No. 190457. There were no speakers. The President declared public comment closed.*

*Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.*

**ADOPTED by the following vote:**

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

## 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 ORDINANCE**

### **190436 [Authorizing Agreement - Retroactive - California Independent System Operator - Reliability Coordinator Services - Not to Exceed \$3,000,000]**

Ordinance retroactively approving an agreement between the San Francisco Public Utilities Commission and the California Independent System Operator for Reliability Coordinator services for an initial term of 18 months from January 7, 2019, through July 6, 2020, with an automatic renewal of the contract term in excess of ten years and a maximum cost not to exceed \$3,000,000; and waiving Administrative Code, Section 21.9(b), regarding automatic renewal of contract term. (Public Utilities Commission)

04/22/19; RECEIVED FROM DEPARTMENT.

04/30/19; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 5/30/2019.

## **PROPOSED RESOLUTIONS**

### **190401 [Report of Assessment Costs - Building Code Enforcement Violations]**

Resolution approving Report of Delinquent Charges for Assessment Costs submitted by the Director of the Department of Building Inspection for delinquent charges for code enforcement violations and associated fees pursuant to 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, and Administrative Code, Sections 41.10(f), 41.10(g), and 41.11(f), the costs thereof having accrued pursuant to code enforcement violations. (Building Inspection Department)

04/22/19; RECEIVED FROM DEPARTMENT.

04/30/19; RECEIVED AND ASSIGNED to Board of Supervisors.

### **190434 [Settlement of Unlitigated Claim - Franciscan Towers Associates, L.P. - \$25,619.59 Plus Interest]**

Resolution approving the settlement of the unlitigated claim filed by Franciscan Towers Associates, L.P. against the City and County of San Francisco for \$25,619.59 plus statutory interest; the claim was filed on January 23, 2019; the claim involves an alleged overpayment of property taxes. (City Attorney)

04/22/19; RECEIVED FROM DEPARTMENT.

04/30/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.



## ADJOURNMENT

*There being no further business, the Board adjourned at the hour 4:31 p.m.*

## ADDENDUM

*The following information is provided by speaker(s), pursuant to Administrative Code, Section 67.16. The content is neither generated by, nor subject to approval or verification of accuracy by, the Clerk of the Board or the Board of Supervisors.*

*Ray Hartz submitted the following additional information during General Public Comment, as follows: "KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE That admonition is printed on every copy of every agenda, for every meeting of this Board of Supervisors, which might only seem ironic, but is in fact, blatantly hypocritical! Thomas Aquinas teaches: "Willful ignorance of what one ought to know is a mortal sin." I've passed out to the members a listing of 3 dozen Orders of Determination finding violations by various Boards and Commissions, including this one. Also, the directions issued by the SOTF to all Boards and Commissions and a response to the City Attorney from the SOTF. I'd like you to note the eleven violations in red, particularly those regarding the Clerk of the Board, Angela Calvillo. Where the summary submitted today appears in your minutes will determine if a SOTF complaint is filed against your President, Norman Yee. By the way, remove the prejudicial introduction and use something fair!"*