

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, July 10, 2018 - 2:00 PM

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

Regular Meeting

MALIA COHEN, PRESIDENT

LONDON BREED, SANDRA LEE FEWER, JANE KIM, AARON PESKIN, HILLARY RONEN,
AHSHA SAFAI, JEFF SHEEHY, CATHERINE STEFANI, KATY TANG, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee

Supervisors Cohen, Fewer, Stefani, Sheehy, Yee

Budget and Finance Federal Select Committee

Supervisors Cohen, Fewer, Tang

Budget and Finance Sub-Committee

Supervisors Cohen, Fewer, Stefani

Government Audit and Oversight Committee

Supervisors Kim, Peskin, Breed

Land Use and Transportation Committee

Supervisors Tang, Kim, Safai

Public Safety and Neighborhood Services Committee

Supervisors Sheehy, Ronen, Peskin

Rules Committee

Supervisors Safai, Yee, Stefani

Meeting Days

Thursday

1:00 PM

2nd and 4th Thursday

1:15 PM

Thursday

10:00 AM

1st and 3rd Wednesday

10:00 AM

Monday

1:30 PM

2nd and 4th Wednesday

10:00 AM

2nd and 4th Wednesday

2:00 PM

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

Members Present: Malia Cohen, London Breed, Sandra Lee Fewer, Jane Kim, Aaron Peskin, Hillary Ronen, Ahsha Safai, Jeff Sheehy, Catherine Stefani, Katy Tang, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, July 10, 2018, with President Malia Cohen presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President Cohen called the meeting to order at 2:04 p.m. On the call of the roll, Supervisors Kim and Sheehy were noted not present. There was a quorum.

COMMUNICATIONS

There were no communications.

Supervisors Kim and Sheehy were noted present at 2:06 p.m.

APPROVAL OF MEETING MINUTES

President Cohen inquired whether any Board Member had any corrections to the June 5, 2018, Board Meeting Minutes. There were no corrections.

Supervisor Yee, seconded by Supervisor Fewer, moved to approve the June 5, 2018, Board Meeting Minutes. The motion carried by the following vote, following general public comment:

Ayes: 11 - Cohen, Breed, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendations of the Government Audit and Oversight Committee

180455 [Public Works Code - Waiver of Temporary Street Space Occupancy Permit Fee for Small Business Week Sidewalk Sales]

Sponsor: Stefani

Ordinance retroactively waiving the fee required by Public Works Code, Section 724.1(b), for temporary street space occupancy permits on certain designated City streets on Saturday, May 19, 2018, to promote Small Business Week.

FINALLY PASSED

180491 [Settlement of Lawsuit - Nicole Moss - \$300,000]

Ordinance authorizing settlement of the lawsuits filed by Nicole Moss against the City and County of San Francisco for \$300,000; the lawsuits were filed on February 10, 2016, in United States District Court, Case No. 16-CV-00072-KAW; entitled Arthur Moss and Dakehia Hall as Administrators of the Estate of Nicole Moss v. San Francisco General Hospital and Trauma Center, et al.; Case No. 16-CV-00657-YGR; entitled Arthur Moss and Dakehia Hall as Administrators of the Estate of Nicole Moss v. Kindred Healthcare Operating, Inc., et al.; the lawsuits involve alleged disability access and civil rights violations; other material terms of the settlement are Kindred Healthcare Operating, Inc. to pay \$200,000. (City Attorney)

FINALLY PASSED

180492 [Settlement of Lawsuit - Juan Perez and Margarita Lopez Perez - \$275,000]

Ordinance authorizing settlement of the lawsuit filed by Juan Perez and Margarita Lopez Perez against the City and County of San Francisco for \$275,000; the lawsuit was filed on April 24, 2015, in United States District Court, Case No. 15-cv-1846; entitled Estate Of Amilcar Perez Lopez, by and through successors in interest, et al. v. Chief of Police Greg Suhr, et al.; the lawsuit involves a fatal officer involved shooting on February 26, 2015; Plaintiffs are Juan Perez and Margarita Lopez Perez and estate of Amilcar Perez-Lopez; the settlement involves an alleged civil rights violation. (City Attorney)

FINALLY PASSED

180493 [Settlement of Lawsuit - Angel Nguyen - \$1,350,000]

Ordinance authorizing settlement of the lawsuit filed by Angel Nguyen against the City and County of San Francisco for \$1,350,000; the lawsuit was filed on December 22, 2015, in San Francisco Superior Court, Case No. CGC-15-549555; entitled Angel Nguyen v. City and County of San Francisco; the lawsuit involves an alleged personal injury at SFGH Wellness Center. (City Attorney)

FINALLY PASSED

180595 [Settlement of Lawsuit - Kevin Castain and Melina Castain - \$850,000]

Ordinance authorizing settlement of the lawsuit filed by Kevin Castain and Melina Castain against the City and County of San Francisco for \$850,000; the lawsuit was filed on November 17, 2015, in San Francisco Superior Court, Case No. CGC-15-549024; entitled Kevin Castain and Melina Castain v. City and County of San Francisco, Department of Public Works, et al.; the lawsuit involves alleged personal injury from tree limbs. (City Attorney)

FINALLY PASSED

180596 [Settlement of Lawsuit - Luis Adolfo Marquez - \$150,000]

Ordinance authorizing settlement of the lawsuit filed by Luis Adolfo Marquez against the City and County of San Francisco for \$150,000; the lawsuit was filed on October 5, 2016, in San Francisco Superior Court, Case No. CGC-16-554676; entitled Luis Adolfo Marquez v. Jimmy Denis Ford, City and County of San Francisco; the lawsuit involves an alleged personal injury on a City street. (City Attorney)

FINALLY PASSED

180597 [Settlement of Lawsuit - Pacific Bell Telephone Company - \$67,500]

Ordinance authorizing settlement of the lawsuit filed by Pacific Bell Telephone Company against the City and County of San Francisco for \$67,500; the lawsuit was filed on August 9, 2017, in San Francisco Superior Court, Case No. CGC-17-560617; entitled Pacific Bell Telephone Company v. City and County of San Francisco; the lawsuit involves an alleged flooding incident. (City Attorney)

FINALLY PASSED

180614 [Memorandum of Understanding - International Federation of Professional and Technical Engineers, Local 21]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2014-2019 Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, to update the Union Security provision.

FINALLY PASSED

Recommendations of the Land Use and Transportation Committee**180475 [General Plan Amendments - Candlestick Point and Hunters Point Shipyard Phase 2 Project]**

Ordinance amending the General Plan in connection with revisions to the Candlestick Point and Hunters Point Shipyard Phase 2 Project in order to facilitate redevelopment; adopting findings under the California Environmental Quality Act; making findings of consistency with the General Plan, and eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare under Planning Code, Section 340. (Planning Commission) (Economic Impact)

FINALLY PASSED

180476 [Planning Code, Zoning Map - Candlestick Point Activity Node Zoning Map Amendments]

Ordinance amending the Planning Code by amending the Zoning Map Sheets to remove Assessor's Parcel Block No. 4991, Lot No. 276, from the Candlestick Point (CP) Activity Node Special Use District and the CP Height and Bulk District; adopting findings under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare under Planning Code, Section 302. (Planning Commission) (Economic Impact)

FINALLY PASSED

Recommendation of the Rules Committee

180521 [Administrative, Health Codes - Food Security Task Force]

Sponsors: Yee; Ronen, Fewer, Peskin, Kim, Sheehy, Tang, Cohen and Stefani

Ordinance amending the Administrative and Health Codes to change the composition of the Food Security Task Force and to extend the sunset date of the Task Force by three years to July 1, 2021.

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

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Cohen, Breed, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

President Cohen requested File Nos. 180515 and 180516 be called together.

180515 [Redevelopment Plan Amendment - Hunters Point Shipyard]

Sponsors: Mayor; Cohen

Ordinance approving and adopting an amendment to the Redevelopment Plan for the Hunters Point Shipyard Redevelopment Project Area; directing the Clerk of the Board to transmit a copy of this Ordinance upon its enactment to the Successor Agency; making findings under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

(Economic Impact)

FINALLY PASSED by the following vote:

Ayes: 11 - Cohen, Breed, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

180516 [Redevelopment Plan Amendment - Bayview Hunters Point]

Sponsors: Mayor; Cohen

Ordinance approving and adopting an amendment to the Redevelopment Plan for the Bayview Hunters Point Redevelopment Project Area; directing the Clerk of the Board to transmit a copy of this Ordinance upon its enactment to the Successor Agency; making findings under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED by the following vote:

Ayes: 11 - Cohen, Breed, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

Recommendations of the Land Use and Transportation Committee

180191 [Planning Code - Public Parking Lot as a Permitted Use in the Glen Park Neighborhood Commercial Transit District and Adjoining Locations]

Sponsor: Sheehy

Ordinance amending the Planning Code to permit as of right Public Parking Lot uses where the parcel is located in both the Glen Park Neighborhood Commercial Transit and RH-2 (Residential, House Districts, Two-Family) zoning districts, the property has been used as a Public Parking Lot for the past ten years without the benefit of a permit, and the adjoining RH-2 parcel is no larger than 40 feet by 110 feet; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

FINALLY PASSED by the following vote:

Ayes: 11 - Cohen, Breed, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

180423 [Planning Code - Review for Downtown and Affordable Housing Projects; Notification Requirements; Review of Alterations to Historical Landmarks and in Conservation Districts]

Sponsor: Mayor

Ordinance amending the Planning Code to streamline affordable housing project review by eliminating a Planning Commission Discretionary Review hearing for 100% affordable housing projects upon delegation by the Planning Commission; to provide for Planning Department review of large projects located in C-3 (Downtown Commercial) Districts and for certain minor alterations to Historical Landmarks and in Conservation Districts; to consolidate, standardize, and streamline notification requirements and procedures, including required newspaper notice, in Residential, Commercial, and Mixed-Use Districts; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Privilege of the floor was granted unanimously to Jacob Bintliff (Planning Department) who responded to questions raised throughout the discussion.

FINALLY PASSED by the following vote:

Ayes: 11 - Cohen, Breed, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

Supervisor Peskin, seconded by Supervisor Breed, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 - Cohen, Breed, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

Supervisor Peskin, seconded by Supervisor Tang, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 41, Lines 8-12, by restoring the five use categories that are currently in 312(c)(1) to the list of changes of use that trigger notice and cleaning up other verbiage, and Lines 13-16, by restoring related language from Section 312(d) that specifies no notification is required when the use is changed from 'Restaurant' to 'Limited Restaurant'; on Page 43, Lines 10 and 17, by changing design guideline sections to reference all applicable design guidelines in all districts, and Line 22, by restoring verbiage to include information on tenant counselling services on the notice in cases with unit removals and restore the interior poster requirements; on Page 44, Line 7, by striking 'R District' to keep replacement structure requirements applicable in all districts; on Page 45, Lines 4-5, by restoring language to include business names on notices, Line 12, by fixing pre-existing type 'unauthorized units', and Lines 21, by restoring the verification of mailing to neighborhood groups requirement; and on Page 58, Lines 18-21, by restoring specific requirements in Section 317(h)(2) to include instructions about the permit and appeals process for loss of units. The motion carried by the following vote:

Ayes: 11 - Cohen, Breed, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Cohen, Breed, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Committee

180581 [Park Code - Tennis Center Fees]

Sponsor: Mayor

Ordinance amending the Park Code to establish rates for reserving courts at the Golden Gate Park Tennis Center upon completion of its renovation, authorize the General Manager to set rates for other tennis-related services and items based on certain factors, and to repeal rates for tennis lessons offered by third-party professional instructors on park property; and affirming the Planning Department's determination under the California Environmental Quality Act.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Cohen, Breed, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

180648 [Dignity Fund Community Needs Assessment - 2017-2018]

Sponsor: Cohen

Resolution affirming and approving the 2017-2018 Dignity Fund Community Needs Assessment.

ADOPTED by the following vote:

Ayes: 11 - Cohen, Breed, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

Recommendation of the Land Use and Transportation Committee

180624 [Street Name Change - Mission Bay - From South Street to Warriors Way]

Sponsors: Mayor; Kim

Resolution changing the name of South Street between Third Street and Terry A. Francois Boulevard in Mission Bay South to "Warriors Way," in recognition of the Golden State Warriors basketball team's contribution to the San Francisco Bay Area and the City and County of San Francisco.

ADOPTED by the following vote:

Ayes: 11 - Cohen, Breed, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

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

Supervisor Ronen, seconded by Supervisor Safai, 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 - Cohen, Breed, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

Supervisor Ronen introduced, welcomed, and presented a Certificate of Honor to Angela Palafox, Cristina Centeno, Yessica Castillo, Victoria Romero and Claudia Paz (Young Worker's United) on the occasion of Immigrant Heritage Month and in recognition of their many accomplishments organizing and mobilizing for labor rights.

Supervisor Safai introduced, welcomed, and presented a Certificate of Honor to Candance Wong on the occasion of her retirement from the City and County of San Francisco and in recognition of her many accomplishments as a champion for the early care and education field. Supervisors Yee and Tang shared in this commendation.

Appointment of President Pro Tempore

At the request of President Cohen, Supervisor Kim assumed the chair at 2:48 p.m. so the President could participate in the commendations from the floor. The President resumed the chair at 2:56 p.m.

COMMITTEE REPORTS

Recommendations of the Land Use and Transportation Committee

President Cohen requested File Nos. 171013 and 180517 be called together.

171013 [Planning Code, Zoning Map - Amend Zoning Map Pursuant to Settlement]

Sponsor: Sheehy

Ordinance amending the Planning Code by revising Zoning Map Sheet ZN06 to rezone Assessor's Parcel Block No. (AB) 2719C, Lot No. 023, located at Burnett Avenue and Burnett Avenue North, from Public (P) to Residential, Mixed Districts, Low Density (RM-1); rezoning a portion of Burnett Avenue North generally bounded by AB 2745, Lot No. 036, and AB 2719C, Lot No. 023, to RM-1; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Cohen, Breed, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

180517 [Summary Street Vacation - Portion of Burnett Avenue North]**Sponsor: Sheehy**

Ordinance ordering the summary street vacation of a portion of Burnett Avenue North, generally bounded by Assessor's Parcel Block No. 2719C, Assessor's Parcel Block No. 2745, and Burnett Avenue, subject to specified conditions; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings of consistency with the General Plan, and eight priority policies of Planning Code, Section 101.1; and authorizing official acts taken in connection with this Ordinance, as defined herein.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Cohen, Breed, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

Referred Without Recommendation from the Rules Committee**180543 [Mayoral Reappointment, Police Commission - Joseph Marshall]**

Motion approving/rejecting the Mayor's nomination for the reappointment of Joseph Marshall to the Police Commission, for a term ending April 30, 2022. (Clerk of the Board)
(Charter, Section 4.109, 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: May 17, 2018.)

Supervisor Fewer, seconded by Supervisor Peskin, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 3, by striking 'approving', and Line 14, by striking 'approves/'. The motion carried by the following vote:

Ayes: 8 - Cohen, Fewer, Kim, Peskin, Ronen, Sheehy, Tang, Yee

Noes: 3 - Breed, Safai, Stefani

Motion rejecting the Mayor's nomination for the reappointment of Joseph Marshall to the Police Commission, for a term ending April 30, 2022. (Clerk of the Board)
(Charter, Section 4.109, 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: May 17, 2018.)

Motion No. M18-093**APPROVED AS AMENDED by the following vote:**

Ayes: 8 - Cohen, Fewer, Kim, Peskin, Ronen, Sheehy, Tang, Yee

Noes: 3 - Breed, Safai, Stefani

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Magic Alwyn; requested the Board consider legislation to abolish Immigrant Customs Enforcement.

Speaker; shared various concerns.

Speaker; expressed support of the establishment of a municipal bank and requested the Board consider legislation to abolish Immigrant Customs Enforcement.

Bob Gordon; expressed support in the effectuation and enforcement of the Ordinance prohibiting flavored tobacco.

Kristen Wilson; expressed support in the effectuation and enforcement of the Ordinance prohibiting flavored tobacco.

Beatrice Cardenas-Duncan; expressed support in the effectuation and enforcement of the Ordinance prohibiting flavored tobacco.

Kristina Babbitt; expressed his support of the establishment of a municipal bank and requested the Board consider legislation to abolish Immigrant Customs Enforcement.

Speaker; requested the Board consider legislation to abolish Immigrant Customs Enforcement.

Ryan; requested the Board consider legislation to abolish Immigrant Customs Enforcement and shared their experience during the disbandment of the protestors.

Micah; requested the Board consider legislation to abolish Immigrant Customs Enforcement and shared their experience during the disbandment of the protestors.

Jackie Fielder; requested the Board consider legislation to abolish Immigrant Customs Enforcement and shared their experience during the disbandment of the protestors.

David Carlos Salaverry; shared concerns regarding Accessory Dwelling Units.

Speaker; shared concerns regarding the plight of taxi medallion holders due to transportation network companies and autonomous vehicles.

Ace Washington; shared in song his enthusiasm for the election of Mayor Elect Breed.

Speaker; expressed his support of the establishment of a municipal bank.

Mr. Wright; shared concerns regarding the environmental contamination lawsuit and racial inequality.

Speaker; requested the Board consider legislation to abolish Immigrant Customs Enforcement.

Tom Gilbert; shared concerns regarding religion and the need to fight for immigrant rights.

Speaker; requested the Board consider legislation to abolish Immigrant Customs Enforcement.

Speaker; expressed his support of the establishment of a municipal bank.

Allen Jones; shared concerns regarding egregious acts of racism perpetrated by San Francisco police officers and the justice system.

Karen Fleshman; expressed concerns regarding racial inequality and the San Francisco Police Department.

Carl McNamara; shared concerns regarding the plight of taxi medallion holders.

Speaker; expressed concerns regarding racial inequality, requested the Board consider legislation to abolish Immigrant Customs Enforcement and shared their experience during the disbandment of the protestors.

Peter Warfield; shared concerns regarding the San Francisco Public Library and the use of radio-frequency identification.

Linda "Sunshine" Kutner; shared their experience facing eviction.

John Avalos (Former Board of Supervisors Member); expressed his support of the establishment of a municipal bank.

Speaker; requested the Board consider legislation to abolish Immigrant Customs Enforcement and shared their experience during the disbandment of the protestors.

Speaker; requested the Board consider legislation to abolish Immigrant Customs Enforcement and shared their experience during the disbandment of the protestors.

Speaker; requested the Board consider legislation to abolish Immigrant Customs Enforcement and shared their experience during the disbandment of the protestors.

Jessie Fernandez; expressed support of the establishment of a municipal bank and requested the Board consider legislation to abolish Immigrant Customs Enforcement.

Martha Berman; requested the Board consider legislation to abolish Immigrant Customs Enforcement and shared their experience during the disbandment of the protestors.

Julie; expressed support of the establishment of a municipal bank, requested the Board consider legislation to abolish Immigrant Customs Enforcement and shared their experience during the disbandment of the protestors.

Spike; expressed support of the establishment of a municipal bank, requested the Board consider legislation to abolish Immigrant Customs Enforcement and shared their experience during the disbandment of the protestors.

Nancy Kyler; requested the Board consider legislation to abolish Immigrant Customs Enforcement and shared their experience during the disbandment of the protestors.

Wynship W. Hillier; shared concerns regarding his experience with mental illness and unconstitutional outpatient treatment, and requesting the Board stop funding Citywide Case Management/Community Focus.

Trevor Martin; expressed support of the establishment of a municipal bank, requested the Board consider legislation to abolish Immigrant Customs Enforcement and shared their experience during the disbandment of the protestors.

Speaker; shared concerns regarding mental illness and treatment.

Speaker; requested the Board consider legislation to abolish Immigrant Customs Enforcement.

Patricia Dufonte; requested the Board consider legislation to abolish Immigrant Customs Enforcement and shared their experience during the disbandment of the protestors.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

Supervisor Safai was noted absent at 4:10 p.m.

180693 [Confirming City Policy that the San Francisco Public Utilities Commission (SFPUC) Provide Electricity to City Projects - Urging Pacific Gas & Electric to Cooperate with the SFPUC to Provide City Power to Projects]

Sponsors: Ronen; Peskin

Resolution confirming the City's policy that the San Francisco Public Utilities Commission provide electricity to City projects where feasible; and urging Pacific Gas & Electric to work with the San Francisco Public Utilities Commission to serve City electric customers efficiently.

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

ADOPTED

180717 [Approval of a 30-Day Extension for the Planning Commission Review of a Planning Code and Zoning Map Amendment Rezoning - 1650-1680 Mission Street (File No. 180474)]

Resolution extending by 30 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 180474) amending the Planning Code to revise the Zoning Map to rezone 1650, 1660, and 1670 Mission Street, Assessor's Parcel Block No. 3512, Lot Nos. 005, 006, and 008, from their current designation as NCT-3 (Moderate-Scale Neighborhood Commercial Transit District) to C-3-G (Downtown General Commercial), and to rezone 1680 Mission Street, Assessor's Parcel Block No. 3512, Lot Nos. 009 and 010, from its current designation as P (Public) to C-3-G; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and general welfare under Planning Code, Section 302. (Real Estate Department)

ADOPTED

180718 [Findings Reversing the Community Plan Evaluation - 2918-2924 Mission Street]

Motion adopting findings to reverse the determination by the Planning Department that a proposed project at 2918-2924 Mission Street requires no further environmental review under a Community Plan Evaluation. (Clerk of the Board)

Motion No. M18-094

APPROVED

180719 [Declaration of Election Results - June 5, 2018 - Consolidated Statewide Direct Primary Election]

Sponsor: Cohen

Resolution declaring the results of the June 5, 2018, Consolidated Statewide Direct Primary Election.

Resolution No. 224-18

ADOPTED

180696 [Commending Supervisor Mark Farrell]

Sponsor: Board of Supervisors

Resolution Commending and Honoring Supervisor Mark Farrell for his distinguished service as a Supervisor of the City and County of San Francisco.

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Cohen, Breed, Fewer, Kim, Peskin, Ronen, Sheehy, Stefani, Tang, Yee

Absent: 1 - Safai

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Peskin requested that File Nos. 180694 and 180695 be severed so that they may be considered separately.

President Cohen requested File Nos. 180694 and 180695 be called together.

Supervisor Safai was noted present at 4:18 p.m.

180694 [Commending Supervisor London Breed]

Sponsor: Board of Supervisors

Resolution Commending and Honoring Supervisor London Breed for her distinguished service as a Supervisor of the City and County of San Francisco.

ADOPTED by the following vote:

Ayes: 11 - Cohen, Breed, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

180695 [Commending Supervisor Jeff Sheehy]

Sponsor: Board of Supervisors

Resolution Commending and Honoring Supervisor Jeff Sheehy for his distinguished service as a Supervisor of the City and County of San Francisco.

ADOPTED by the following vote:

Ayes: 11 - Cohen, Breed, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, 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

171004 [Settlement of Lawsuit - George Birmingham - City to Receive \$1,500,000 for Sale of Parcels on the 400 Block of Burnett Avenue]

Ordinance authorizing settlement of the lawsuit filed by George Birmingham against the City and County of San Francisco; approving the Agreement for Purchase and Sale of Real Estate; and authorizing official acts in connection with this Ordinance; the lawsuit was filed on September 9, 2015, in San Francisco Superior Court, Case No. CGC 15-547835; entitled George Birmingham v. City and County of San Francisco, et al.; the lawsuit involves plaintiff's attempts to gain street access for his parcel that is separated from Burnett Avenue by a paper street owned by Public Works and a vacant Public Utilities Commission parcel; the material terms of the settlement are the City will pursue the legislative approvals necessary to sell the parcels to plaintiff, and plaintiff will purchase the parcels from the City for \$1,500,000; approving the sale of the parcels; and affirming the Planning Department's determination under the California Environmental Quality Act. (City Attorney)

09/18/17; RECEIVED FROM DEPARTMENT.

09/26/17; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

06/27/18; RECEIVED FROM DEPARTMENT.

07/10/18; SUBSTITUTED AND ASSIGNED to Government Audit and Oversight Committee.

180703 [Settlement of Lawsuit - Charleen Maghzi - \$1,427,637.59]

Ordinance authorizing settlement of the lawsuit filed by Charlene Maghzi, individually and as trustee of the Maghzi Family Marital Trust, against the City and County of San Francisco for \$1,427,637.59; the lawsuit was filed on January 26, 2018, in San Francisco Superior Court, Case No. CGC-18-563778; entitled Charleen Maghzi, individually and as trustee of the Maghzi Family Marital Trust v. The City and County of San Francisco; the lawsuit involves the plaintiff's claim for damages arising from a 2016 landslide adjacent to Casitas Avenue in San Francisco; and appropriating San Francisco Public Utilities Commission funds for payment of the settlement amount. (City Attorney)

06/22/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

180704 [Settlement of Lawsuit - Robert Brown - \$119,909]

Ordinance authorizing settlement of the lawsuit filed by Robert Brown against the City and County of San Francisco for \$119,909; the lawsuit was filed on August 13, 2016, in United States District Court, Case No. 16-CV-04671; entitled Robert Brown v. City and County of San Francisco et al.; the lawsuit involves claims of alleged civil rights violation. (City Attorney)

06/22/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

180705 [Settlement of Lawsuit - Isabel Rodriguez-Alba - \$55,000]

Ordinance authorizing settlement of the lawsuit filed by Isabel Rodriguez-Alba against the City and County of San Francisco for \$55,000; the lawsuit was filed on November 10, 2015, in San Francisco Superior Court, Case No. CGC-15-548917; entitled Isabel Rodriguez-Alba v. City and County of San Francisco; the lawsuit involves an injury when plaintiff tripped and fell in a pothole. (City Attorney)

06/22/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

180706 [Settlement of Lawsuit - Pacific Bell Telephone Company, and AT&T Services, Inc. - \$852,057.22]

Ordinance authorizing settlement of the lawsuit filed by Pacific Bell Telephone Company, and AT&T Services, Inc. against the City and County of San Francisco for \$852,057.22; the lawsuit was filed on October 4, 2016, in San Francisco Superior Court, Case No. CGC-16-554661; entitled Pacific Bell Telephone Company, and AT&T Services, Inc. v. City and County of San Francisco and Does 1 to 100; the lawsuit involves damage to real and personal property caused by two alleged flooding events at 30 Onondaga Street; and appropriating San Francisco Public Utilities Commission funds for payment of the settlement amount. (City Attorney)

06/22/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

180707 [Settlement of Lawsuit - Gail Bonnifield, Aquene Cali Montano, a Minor, By And Through Her Guardian Ad Litem Ulises Montano, and Dontanayia Lockwood - \$110,000]

Ordinance authorizing settlement of the lawsuit filed by Gail Bonnifield, Aquene Cali Montano, a Minor, By And Through Her Guardian Ad Litem Ulises Montano, and Dontanayia Lockwood against the City and County of San Francisco, et al. for \$110,000; the lawsuit was filed on March 22, 2017, in San Francisco Superior Court, Case No. CGC-17-557677; entitled Gail Bonnifield, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from pedestrians being struck by a City vehicle. (City Attorney)

06/22/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

180708 [Authorizing Agreements - Binding Arbitration for Purchase of Electricity and Related Products - Public Utilities Commission]

Ordinance delegating authority to the General Manager of the Public Utilities Commission to enter into agreements requiring binding arbitration for purchase of electricity and related products within certain parameters and where necessary to meet legal requirements; and retroactively authorizing three agreements for CleanPowerSF with Pacific Gas & Electric Company requiring binding arbitration, with a combined term of two years and five months from August 2018, through December 2020, and total costs of \$13,762,490 for purchase of electricity-related products. (Public Utilities Commission)

06/25/18; RECEIVED FROM DEPARTMENT.

07/10/18; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 8/9/2018.

180709 [Settlement of Lawsuit - Rita Kae Restrepo, Cheryl Randolph - \$195,000]

Ordinance authorizing settlement of the lawsuit filed by Rita Kae Restrepo and Cheryl Randolph against the City and County of San Francisco for \$195,000; the lawsuit was filed on May 13, 2016, in the San Francisco Superior Court, Case No. CGC-16-551996; entitled Rita Kae Restrepo and Cheryl Randolph v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

06/28/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

180710 [Contract Amendment - URS Corporation - Engineering Support Services - Not to Exceed \$30,915,000]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendment No. 5 to an agreement with URS Corporation, increasing the length of the agreement by up to 13 months for a total term of September 11, 2003, through July 10, 2020, and increasing the agreement by \$2,415,000, adjusting the estimated cumulative contract amount from \$28,500,000 to \$30,915,000 for engineering support services for the Water Enterprise Water System Improvement Program-funded Agreement No. CS-716, Calaveras Dam Replacement, pursuant to Charter, Section 9.118(b). (Public Utilities Commission)

06/29/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

180711 [Settlement of Unlitigated Claim - Sarah Vigil - \$50,000]

Resolution approving the settlement of the unlitigated claim filed by Sarah Vigil against the City and County of San Francisco for \$50,000; the claim was filed on October 6, 2017; the claim involves a bodily injury arising from a multiple rear-end vehicle accident. (City Attorney)

06/22/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

180712 [Settlement of Unlitigated Claim - P55 Hotel Owner, LLC - \$575,350]

Resolution approving the settlement of the unlitigated claim filed by P55 Hotel Owner, LLC against the City and County of San Francisco for \$575,350; the claim was filed on December 11, 2017; the claim involves an alleged overpayment of transfer tax. (City Attorney)

06/22/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

180713 [Contract Amendment - Positive Resource Center - Behavioral Health Services - Not to Exceed \$21,542,846]

Resolution retroactively approving a fourth amendment to the Department of Public Health contract for behavioral health services with Positive Resource Center, to extend the contract term by four years, from July 1, 2018, for a total term of October 1, 2013, through June 30, 2022, and to increase the contract by \$10,798,399 for a total amount not to exceed \$21,542,846. (Public Health Department)

06/25/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

180714 [Agreement Amendment - California Department of Health Care Services - Change Effective End Date of Agreement - Mental Health Plan - Not to Exceed \$238,581,122]

Resolution authorizing the San Francisco Department of Public Health, Community Behavioral Health Services, to retroactively enter into an amended Agreement No. 12-89390 with the California Department of Health Care Services to change the end date of the agreement from April 30, 2018, to June 30, 2017, with no change to the amount not to exceed \$238,581,122. (Public Health Department)

06/29/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

180715 [Agreement - California Department of Health Care Services - Mental Health Plan - \$0]

Resolution retroactively approving Agreement No. 17-94609, between Department of Public Health, Community Behavioral Health Services, and the California Department of Health Care Services, for the San Francisco Mental Health Plan, for a five year term of July 1, 2017, through June 30, 2022, in the amount of \$0. (Public Health Department)

06/29/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

180716 [Contract Agreement - Regents of the University of California - Behavioral Health Services for Adults and Older Adults - Not to Exceed \$22,811,510]

Resolution approving a contract agreement between the Department of Public Health and The Regents of the University of California, for behavioral health services for adults and older adults for a contract term of five years, from July 1, 2018, through June 30, 2022, in an amount not to exceed \$22,811,510. (Public Health Department)

07/02/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour 5:03 p.m.