

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, September 10, 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

Government Audit and Oversight Committee

Supervisors Mar, Brown, Peskin

Joint City, School District, and City College Select Committee

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

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

10:00 AM

1st and 3rd Thursday

10:00 AM

2nd Friday

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

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, September 10, 2019, with President Norman Yee presiding.

President Yee called the meeting to order at 2:03 p.m.

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

A quorum was present.

COMMUNICATIONS

There were no communications.

APPROVAL OF MEETING MINUTES

President Yee inquired whether any Board Member had any corrections to the July 30, 2019, Regular Board Meeting Minutes. There were no corrections requested.

Supervisor Walton, seconded by Supervisor Fewer, moved to approve the July 30, 2019, Regular 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

190914 [Formal Policy Discussions - September 10, 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 6. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed two minutes per question or answer.

1. Drug Use and Overdose Treatment (District 6)

Mayor London N. Breed addressed the Board of Supervisors regarding the decline of new HIV infections for the first time in the City's history, how the current public health crises is mental illness and substance abuse, and the plans to expand the hours and services of centers and programs to assist with these health crises. Mayor Breed then discussed the referenced topic submitted by the District 6 Supervisor. Supervisor Haney began the discussions by asking the following question: What commitments and plans can you share with us on how your administration is proactively addressing the crises of drug use/overdose deaths and street drug dealing, and what more can we do as a Board to support these initiatives? Mayor Breed indicated that the death rate has tripled since 2008, an additional \$6,000,000 has been added to the budget to address these issues, a Task Force is being formed to report on treatment and service options, safe injection sites should be focused on, and indicated she will continue to address the issue and focus on providing services to rectify the situation. Supervisor Haney then followed up with the following question: Have you explored the option to expand detox centers throughout the City? Mayor Breed indicated she continues to have conversations on the expansion of locations for detox centers and the services they provide, including the provision of housing for those who have utilized detox services. 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

Recommendation of the Land Use and Transportation Committee

190702 [Planning Code - New Rooftop Floor Area or Building Volume on Noncomplying Structure Designated as a Significant Building - 5 Third Street]

Ordinance amending the Planning Code to permit new floor area or building volume on the rooftop of a noncomplying structure that is designated as a Significant Building under Planning Code, Article 11, located on Assessor's Parcel Block No. 3707 (5 Third Street), provided that the rooftop has an existing parapet at least 17 feet in height along the primary building frontage; 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 under Planning Code, Section 302. (Planning Department)

Ordinance No. 211-19

FINALLY PASSED

Recommendation of the Rules Committee

190657 [Administrative Code - San Francisco Special Tax Financing Law - Port of San Francisco]

Sponsor: Mayor

Ordinance amending the San Francisco Administrative Code Special Tax Financing Law, constituting Article 43.10, to authorize special tax financing of certain facilities and services related to property in the jurisdiction of the Port of San Francisco.

Ordinance No. 210-19

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

Recommendation of the Land Use and Transportation Committee

190594 [Planning Code - Reorganization of Chinatown Mixed Use Districts]

Ordinance amending the Planning Code to revise the zoning control tables of the Chinatown Mixed Use Districts to make them consistent with those in Articles 2 and 7, to apply the use definitions in Section 102, to set an abandonment period for use size maximums, and to allow General Entertainment and Nighttime Entertainment Uses with conditional use authorization; 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. (Planning Commission)

Ordinance No. 208-19

FINALLY PASSED by the following vote:

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

Referred Without Recommendation from the Land Use and Transportation Committee**190654 [Street and Public Service Easement Vacation Order - Mission Rock Project]****Sponsors: Mayor; Haney**

Ordinance ordering the street vacation of the entirety of Seawall Lot 337 (located east of Third Street between China Basin Channel and Mission Rock Street, including China Basin Park) and portions of Terry A. Francois Boulevard along with public service easements in connection with the Mission Rock Project; reserving various temporary rights in favor of the City and PG&E, subject to conditions specified in this Ordinance; authorizing official acts in connection with this Ordinance, as defined herein; adopting 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.

Ordinance No. 209-19**FINALLY PASSED by the following vote:**

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

190707 [Street Vacation - Potrero HOPE SF Project - Phase 2]**Sponsors: Mayor; Walton**

Ordinance ordering the vacation of streets in the Potrero HOPE SF Project - Phase 2 (Blocks A and B) site, generally bounded by 25th Street on the north, 26th Street on the south, Wisconsin Street on the west, and Connecticut Street on the east; allowing a reservation of rights for electric utilities access at the southwest corner of 25th Street and Wisconsin Street and required pedestrian access; authorizing the City to quitclaim its interest in the vacation areas to the San Francisco Housing Authority; 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, including transmittal of the Ordinance by the Clerk of the Board of Supervisors to the Public Works Director for purposes of recordation of property rights.

Ordinance No. 212-19**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 Committee****190460 [Waiver of Banner Fee - Retroactive - SOMA Pilipinas Filipino Cultural Heritage District]****Sponsor: Haney**

Ordinance retroactively waiving the banner fees under the Public Works Code for up to 300 banners placed on City-owned poles by SOMA Pilipinas, for an indefinite period beginning September 24, 2018, to celebrate the culture and visibility of the Filipino Cultural Heritage District.

PASSED ON FIRST READING by the following vote:

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

190836 [Appropriation - Fund Balance - San Francisco Seawall Earthquake Safety and Disaster Prevention Program - \$11,500,000 - FY2019-2020]**Sponsors: Mayor; Peskin**

Ordinance appropriating \$11,500,000 of fund balance to the Port for the San Francisco Seawall Earthquake Safety and Disaster Prevention Program in FY2019-2020.

(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

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

190837 [Setting Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2019-2020]**Sponsor: Mayor**

Ordinance levying property taxes at a combined rate of \$1.1771 on each \$100 valuation of taxable property for the City and County of San Francisco, San Francisco Unified School District, San Francisco County Office of Education, San Francisco Community College District, Bay Area Rapid Transit District, and Bay Area Air Quality Management District; and establishing a pass-through rate of \$0.0660 per \$100 of assessed value for residential tenants pursuant to Administrative Code, Chapter 37, for the fiscal year ending June 30, 2020.

(Fiscal Impact)

Supervisor Fewer, seconded by Supervisor Peskin, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 3, by changing '\$1.1771' to '\$1.1801'; on Page 3, Line 19, by changing '\$0.01532528' to '\$0.01832528', and Line 24, by changing '\$0.00900000' to '\$0.01200000', and Line 25, by changing '\$0.01532528' to '\$0.01832528'; and Page 4, Line 13, by changing '\$1.1771' to '\$1.1801'. The motion carried by the following vote:

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

Ordinance levying property taxes at a combined rate of \$1.1801 on each \$100 valuation of taxable property for the City and County of San Francisco, San Francisco Unified School District, San Francisco County Office of Education, San Francisco Community College District, Bay Area Rapid Transit District, and Bay Area Air Quality Management District; and establishing a pass-through rate of \$0.0660 per \$100 of assessed value for residential tenants pursuant to Administrative Code, Chapter 37, for the fiscal year ending June 30, 2020.

(Fiscal Impact)

PASSED ON FIRST READING AS AMENDED by the following vote:

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

190760 [Accept and Expend In-Kind Gift - Retroactive - Naloxone Distribution Project - \$57,600]**Sponsors: Mayor; Mandelman, Ronen and Haney**

Resolution retroactively authorizing the Police Department to accept and expend an in-kind gift of 768 units of Naloxone estimated at \$57,600 through the Naloxone Distribution Project, which is funded by the Substance Abuse and Mental Health Services Administration and administered by the California Department of Health Care Services to combat opioid overdose-related deaths, for the term of February 1, 2019, through May 30, 2019.

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

Resolution No. 385-19**ADOPTED by the following vote:**

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

190795 [Multifamily Housing Revenue Note - Bernal Gateway 2 LP - Not to Exceed \$23,500,000]**Sponsors: Mayor; Ronen**

Resolution authorizing the execution and delivery of a multifamily housing revenue note in one or more series in an aggregate principal amount not to exceed \$23,500,000 for the purpose of providing financing for the construction of a 55-unit multifamily rental housing project known as "Bernal Gateway Apartments;" approving the form of and authorizing the execution of a funding loan agreement, providing the terms and conditions of the loan from the funding lender to the City, and the execution and delivery of the note; approving the form of and authorizing the execution of a project loan agreement providing the terms and conditions of the loan from the City to the borrower; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving modifications, changes, and additions to the documents; ratifying and approving any action heretofore taken in connection with the back-to-back loans, the note and the project, as defined herein; and granting general authority to City officials to take actions necessary to implement this Resolution; and related matters, as defined herein.

Resolution No. 386-19**ADOPTED by the following vote:**

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

190796 [Accept and Expend Gift - Retroactive - Julie Lepinard and JSLH Foundation - Artwork Entitled "La Rose des Vents" - Total Gift Value of \$576,743]**Sponsors: Fewer; Brown**

Resolution retroactively authorizing the Arts Commission to accept a gift of art, entitled "La Rose des Vents," from the Julie Lepinard and JSLH Foundation valued at \$386,421; authorizing the installation of the artwork in front of the Conservatory of Flowers in Golden Gate Park; and authorizing the Arts Commission to accept and expend a donation from the Julie Lepinard & JSLH Foundation of \$190,322 for a total gift value of \$576,743 for the purpose of maintaining the artwork for a period of September 1, 2019, through September 23, 2039. (Arts Commission)

Resolution No. 387-19**ADOPTED by the following vote:**

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

President Yee requested File Nos. 190848, 190849, and 190835 be called together.

190848 [Sale of General Obligation Bonds - Clean and Safe Neighborhood Parks Bonds - Not to Exceed \$3,100,000]

Sponsors: Mayor; Fewer

Resolution authorizing and directing the sale of not to exceed \$3,100,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Clean and Safe Neighborhood Parks Bonds, 2012), Series 2019C; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive or negotiated sale; approving the forms of Official Notice of Sale and Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of said Bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to documents; declaring the City's official intent to reimburse certain expenditures; waiving the deadline for submission of Bond Accountability Reports; adopting findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Chapter 31 of the Administrative Code; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds, as defined herein.
(Fiscal Impact)

Resolution No. 388-19

ADOPTED by the following vote:

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

190849 [Sale of Taxable General Obligation Bonds (Affordable Housing, 2015), Series 2019D - Not to Exceed \$92,725,000]

Sponsors: Mayor; Fewer

Resolution authorizing and directing the sale of not to exceed \$92,725,000 aggregate principal amount of City and County of San Francisco Taxable General Obligation Bonds (Affordable Housing, 2015), Series 2019D; prescribing the form and terms of such bonds; providing for the appointment of depositories and other agents for such bonds; providing for the establishment of accounts and/or subaccounts related to such bonds; authorizing the sale of such bonds by competitive or negotiated sale; approving the forms of the Official Notice of Sale and Notice of Intention to Sell Bonds and directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Bond Purchase Contract; approving the form of the Preliminary Official Statement and the execution of the Official Statement relating to the sale of such bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to such documents; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of such bonds, as defined herein.
(Fiscal Impact)

Resolution No. 389-19

ADOPTED by the following vote:

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

190835 [Appropriation - 2012 General Obligation Parks Bond Proceeds - \$3,100,000 - 2015 General Obligation Housing Bond Proceeds - \$92,725,000 - FY2019-2020]**Sponsors: Mayor; Fewer**

Ordinance appropriating \$3,100,000 of proceeds from the 2012 General Obligation Parks Bond, Series 2019C, to the Port of San Francisco and appropriating \$92,725,000 of proceeds from the 2015 General Obligation Housing Bond, Series 2019D, to the Mayor's Office of Housing and Community Development in FY2019-2020 and placing \$95,825,000 on Controller's Reserve pending the sale of the bonds.

(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

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

190852 [Multifamily Housing Revenue Bonds - 480 Eddy Street - Not to Exceed \$19,350,000]**Sponsors: Mayor; Haney**

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$19,350,000 for 480 Eddy Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$19,350,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein. (Mayor's Office of Housing and Community Development)

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

Resolution No. 390-19**ADOPTED by the following vote:**

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

190853 [Apply for Grant Application - California Department of Housing and Community Development - Housing for a Healthy California Article II Grant Funds - Not to Exceed \$14,300,000]**Sponsors: Mayor; Mandelman**

Resolution authorizing the Mayor's Office of Housing and Community Development, on behalf of the City and County of San Francisco, to apply for and execute a grant application, as defined herein, under the California Department of Housing and Community Development Housing for a Healthy California Article II Grant, for an amount not to exceed \$14,300,000. (Mayor's Office of Housing and Community Development)

Resolution No. 391-19**ADOPTED 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 Mandelman, seconded by Supervisor Ronen, 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

Supervisor Mandelman introduced, welcomed, and presented a Certificate of Honor to Sophie Constantinou in recognition of her continued community support and service to the College Hill neighborhood. Supervisors Brown and Walton shared in this commendation.

Supervisor Ronen introduced, welcomed, and presented a Certificate of Honor to Juan Gallardo of the Gallardo's Mexican Restaurant in recognition of his accomplishments and continued community support.

COMMITTEE REPORTS

Recommendation of the Rules Committee

190894 [Appointment, Association of Bay Area Governments, Executive Board Regional Planning Committee - Supervisor Rafael Mandelman]

Motion appointing Supervisor Rafael Mandelman, for a two year term to be determined, to the Association of Bay Area Governments Executive Board Regional Planning Committee. (Clerk of the Board)

(This item was not sent as a committee report.)

Recommendation of the Land Use and Transportation Committee

190812 [Planning Code - Allowing Long-Term Parking of and Overnight Camping in Vehicles and Ancillary Uses at 2340 San Jose Avenue]

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

Ordinance amending the Planning Code to allow temporary long-term parking of and overnight camping in vehicles, and ancillary uses including administrative offices, restrooms, showering or bathing facilities, kitchen or other food preparation facilities, and eating areas at 2340 San Jose Avenue, Assessor's Parcel Block No. 6973, Lot No. 039, subject to compliance with all other Municipal Code requirements, including but not limited to requirements of the Overnight Safe Parking Pilot Program; 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 under Planning Code, Section 302.

Supervisors Brown, Walton, Haney, and Mandelman requested to be added as co-sponsors.

PASSED ON FIRST READING 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.

Appointment of President Pro Tempore

At the request of President Yee, Supervisor Mandelman assumed the chair at 3:05 p.m. The President resumed the chair at 3:15 p.m.

PUBLIC COMMENT

Speaker; shared various religious concerns.

Speaker; shared various concerns of public comment policy within the Chambers and Hunter's Point soil.

Drew Min (Korean Center, Inc.); shared his gratitude for the recognition of the Korean community and culture.

Pete Bennett; shared concerns about homelessness and the murder of a San Francisco police officer.

Bruce Winter; shared his concerns with the lack of public lavatory facilities within the City.

Raul; expressed his concerns about his friends facing felony charges in Sonoma County.

Beverly Saba; conveyed her need to have better support from the Mayor's Office of Housing and Community Development and requested that the Board address the need for better services for seniors and people with disabilities.

Mary Wo (Citywide Council for Senior and Disabled); expressed her need for support for City services.

Dennis Katrones (Citywide Council for Senior and Disabled); shared concerns for proper handicap doors that are within buildings under the jurisdiction of the Department of Housing and Urban Development.

Earl Win; shared concerns with about the lack of social services within the City.

Narissa Lee (San Francisco Committee for Human Rights in Philippines); spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Speaker; spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Julie Lee; spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Ed Chan; spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Lita Lee; spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Amihan Redondiez; spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Rosia; spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Pyxie Castillo (Malaya Movement); spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Raquel Redondiez (San Francisco Committee for Human Rights in the Philippines); spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Reverend Sadic Stone (International Coalition of Human Rights in the Philippines); spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Zachary Brown (Cal-Nev Philippine Solidarity Task Force); spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Mario Rivera; spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Jillian Mariam; spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Michael Wong (Veterans for Peace); spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Terry Valen, Director (Filipino Community Center); spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Gavrilah Wells (Amnesty International Group 30); spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Jennifer Nguyen; spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Jonathan Bautista (League of Filipino Students); spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Shara Orquiza (League of Filipino Students); spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Cristina Cross; spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Charles Ramilo (Filipino Community Center); spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Jack Stephens (Teamsters Local 2785); spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Charm Consolacion (Malaya San Francisco); spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

David DeLena; spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Win-mon Kyi (Anakbayan San Francisco); spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Aji Sal; shared concerns about the operations of the SFMTA and impacts on the City.

Tonomi Yoshida (San Francisco Committee for Human Rights in the Philippines); spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Speaker; shared concerns about the operations of the SFMTA and impacts on the City.

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Debbie Tam; spoke in support of the Resolution condemning the shooting of Brandon Lee (File No. 190909).

Tom Gilberty; shared various concerns regarding the proliferation of firearms in the United States.

Supervisor Peskin was noted absent at 3:59 p.m. and for the remainder of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE**190905 [Eagle Plaza Commemorative Street Plaques - 12th Street Sidewalk at Harrison Street]****Sponsors: Haney; Mandelman**

Resolution to initiate the review of a proposal to commemorate icons of the Leather and LGBTQ movements by installing 40 street "stud" plaques along the 12th Street sidewalk of Eagle Plaza and adjacent to the historic Eagle Bar, located at 1532 Harrison Street, in accordance with Public Works Code, Sections 789, et seq., the Commemorative Street Plaque Ordinance.

Resolution No. 392-19**ADOPTED****190911 [Opposing California Assembly Bill No. 235 (Mayes) - Electrical Corporations: Recovery of Catastrophic Wildfire Costs and Expenses]****Sponsors: Ronen; Peskin, Walton and Fewer**

Resolution opposing California State Assembly Bill No. 235, authored by Assembly Member Chad Mayes, which would make PG&E customers and ratepayers act as guarantors if shareholders default on their payments due to continued wildfire safety negligence or poor management decisions.

Supervisors Walton and Fewer requested to be added as co-sponsors.

Resolution No. 394-19**ADOPTED****The foregoing items were acted upon by the following vote:**

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

Absent: 1 - Peskin

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Mar requested that File No. 190909 be severed so that it may be considered separately.

190909 [Condemning the Shooting of and Urging Repatriation for Brandon Lee - Urging a Congressional Investigation, Hearing, and the Suspension of United States Aid to the Philippine Military and Police]

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

Resolution condemning the attempted assassination of San Francisco native and United States citizen Brandon Lee in the Philippines by suspected elements of the 54th Infantry Battalion of the Armed Forces of the Philippines; supporting the immediate evacuation of Lee from the Philippines and his repatriation to San Francisco to ensure his safety and access to adequate medical care; urging our San Francisco Federal representatives to initiate a Congressional investigation into the shooting of Lee; and urging our San Francisco Federal representatives to support a Congressional hearing on consequences of United States tax dollars going to the Philippine military and police, and to advocate for suspension of United States aid to the Duterte regime until Lee's case is resolved and the perpetrators are brought to justice.

Supervisors Fewer, Safai, Stefani, Brown, Mandelman, Ronen, Walton, and Peskin requested to be added as co-sponsors.

Resolution No. 393-19

ADOPTED by the following vote:

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

Absent: 1 - Peskin

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.

ORDINANCES

190793 [Environment, Police Codes - Electric Vehicle Charging in Commercial Parking]

Sponsors: Mayor; Peskin, Mandelman, Safai and Brown

Ordinance amending the Environment Code to require commercial parking lots and garages with more than 100 parking spaces to install electric vehicle charging equipment; amending the Police Code to add compliance with the new requirement as a condition of existing as well as future permits for commercial parking lots and garages; and affirming the Planning Department's determination under the California Environmental Quality Act.

07/16/19; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/15/2019.

07/24/19; RESPONSE RECEIVED.

07/24/19; REFERRED TO DEPARTMENT.

09/10/19; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

190548 [Planning Code - Jobs Housing Linkage Fee and Inclusionary Housing]

Sponsors: Haney; Fewer, Ronen, Mar, Peskin, Walton and Yee

Ordinance amending the Planning Code to modify the Jobs Housing Linkage Fee by allowing indexing of the fee, adding options for complying with the fee, requiring payment of the fee no later than at the time of first certificate of occupancy, dedicating funds for permanent supportive housing and the preservation and acquisition of affordable housing, and to remove the monetary limit for the Small Sites Funds under the Inclusionary Housing Program; 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.

05/14/19; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 6/13/2019.

05/17/19; REFERRED TO DEPARTMENT.

06/13/19; RESPONSE RECEIVED.

07/26/19; REMAIN ACTIVE.

09/10/19; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

190925 [Health Code - City-Operated Adult Residential Facility - 887 Potrero Avenue]**Sponsor: Mandelman**

Ordinance amending the Health Code to require the Department of Public Health to maintain and operate at full capacity a 55-bed adult residential facility located at 887 Potrero Avenue as soon as possible, but by no later than July 1, 2021, recognizing that before then 41 of the 55 beds may be used as emergency shelter for people experiencing homelessness.

09/10/19; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 10/10/2019.

190843 [Administrative Code - General Obligation Bond Pass-Throughs to Tenants]**Sponsor: Peskin**

Ordinance amending the Administrative Code to allow tenants who have received a pass-through of general obligation bond repayment costs from their landlords to seek relief from the Rent Board based on financial hardship; to limit the number of years that a landlord can cover in a single pass-through; and to extend the time period for tenants to pay such pass-throughs.

07/30/19; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/30/2019.

08/08/19; REFERRED TO DEPARTMENT.

09/10/19; SUBSTITUTED AND ASSIGNED to Rules Committee.

190926 [Administrative Code - Acquisition, Retention, and Use of Surveillance Technology]**Sponsor: Peskin**

Ordinance amending Chapter 19B of the Administrative Code, governing the City's acquisition, retention, and use of surveillance technology, to allow the acquisition and retention of face recognition technology under certain conditions; to preclude legal relief for alleged violations of Chapter 19B that the City timely cured following notice; and to authorize the City Administrator to adopt implementing standards to guide departments in compliance with Chapter 19B's restrictions on the acquisition, retention, and use of surveillance technology.

09/10/19; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 10/10/2019.

190927 [Business and Tax Regulations Code - Administration of Traffic Congestion Mitigation Tax]**Sponsor: Peskin**

Ordinance amending the Business and Tax Regulations Code to add provisions to administer the Traffic Congestion Mitigation Tax; and to make conforming non-substantive changes.

09/10/19; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 10/10/2019.

190928 [Health Code - City-Operated Adult Residential Facility]**Sponsors: Ronen, Haney, Walton, Peskin and Mar**

Ordinance amending the Health Code to require the Department of Public Health to maintain and operate at full capacity a 55-bed adult residential facility.

09/10/19; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 10/10/2019.

190929 [Health Code - Sugar-Sweetened Beverage Warning for Advertisements]**Sponsors: Walton; Brown**

Ordinance amending the Health Code by amending the Sugar-Sweetened Beverage Warning Ordinance to update the statement of findings and purpose; revise the definition of Advertiser; reduce the required warning size; modify the required warning text; and revise the enforcement provisions.

09/10/19; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 10/10/2019.

RESOLUTIONS**190930 [Apply for Grant - California Department of Health Care Services - Housing Funds for Whole Person Care Pilot Program - Not to Exceed \$8,130,059]****Sponsors: Mayor; Mandelman**

Resolution approving the Department of Public Health to apply for the one-time Housing Funds for Whole Person Care pilot program from the California Department of Health Care Services in an amount not to exceed \$8,130,059 from January 1, 2020, through June 30, 2025; and designating the Department of Homelessness and Supportive Housing as the single point of contact for the Housing Funds for Whole Person Care pilot allocation. (Public Health Department)

09/10/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

190931 [Accept and Expend Grant - Retroactive - North Valley Consortium Workforce Development Board - Prison to Employment Initiative - \$387,105]**Sponsors: Mayor; Walton**

Resolution retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of \$387,105 from the Bay-Peninsula Regional Planning Unit fiscal agent, the North Valley Consortium Workforce Development Board, for expansion of an in-custody job center and coordination of post-release job training and workforce development programs, for the period of September 1, 2019, through March 31, 2022. (Department of Economic and Workforce Development)

09/10/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

190932 [Accept and Expend Grant - California Department of Pesticide Regulation - Pest Prevention in Affordable Housing Sites - \$160,651]**Sponsors: Mayor; Brown**

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$160,651 from the California Department of Pesticide Regulation for the purpose of evaluating the success of pest prevention efforts in affordable housing for the period of October 1, 2019, through September 30, 2022. (Environment)

09/10/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

190933 [Accept and Expend In-Kind Gift - Retroactive - Consulting Services, Various Providers - Valued at \$750,400]**Sponsor: Mayor**

Resolution retroactively authorizing the Department of Technology to accept an in-kind gift of consulting services valued at \$750,400 from various providers during FY2018-2019. (Department of Technology)

09/10/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

190934 [Loan Agreement - 4840 Mission Housing Associates LP - 4840 Mission Street - Not to Exceed \$18,510,000]**Sponsors: Mayor; Safai**

Resolution approving and authorizing the Director of the Mayor's Office of Housing and Community Development to execute documents relating to a loan to provide financing for predevelopment activities for the construction of a 100% affordable 137-unit multifamily rental housing project known as 4840 Mission, including the payoff of an acquisition loan, completion of additional architectural design and design consultant work, and other predevelopment activities, in an aggregate amount not to exceed \$18,600,000; approving the form of and authorizing the execution of a first amendment to the loan agreement, an amended and restated promissory note, and an amendment to the deed of trust; ratifying and approving any action heretofore taken in connection with the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution, as defined herein; and finding that the loan is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Mayor's Office of Housing and Community Development)
(Fiscal Impact)

09/10/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

190935 [Multifamily Housing Revenue Bonds - 1049 Golden Gate Avenue, 949-959 Laguna Street, 900-940 McAllister Street, and 1010-1030 Buchanan Street (Frederick Douglas Haynes Apartments) - Not to Exceed \$47,760,000]**Sponsor: Brown**

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds pursuant to a plan of financing in an aggregate principal amount not to exceed \$47,760,000 for 1049 Golden Gate Avenue, 949-959 Laguna Street, 900-940 McAllister Street, and 1010-1030 Buchanan Street (Frederick Douglas Haynes Apartments); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$47,760,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

09/10/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

190936 [Urging Expansion of Treasure Island Resident Relocation and Transition Benefits]**Sponsor: Haney**

Resolution urging the Treasure Island Development Authority to expand relocation and transition benefits for "Post-Development and Disposition Agreement" households.

09/10/19; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

190937 [Supporting the Demands and Actions of the Close the Camps - Free Our Children Coalition]**Sponsors: Ronen; Walton, Haney, Yee, Fewer, Mar, Mandelman and Safai**

Resolution supporting the demands and actions of the Close the Camps - Free Our Children coalition, which aims to draw attention to the systemic mistreatment of immigrants at the United States border and is working towards closing the inhumane immigrant detention camps and freeing innocent children and families.

09/10/19; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

190938 [Supporting the Letter to Pacific Gas & Electric Company Expressing Interest in Purchasing Electric Distribution Assets]**Sponsors: Ronen; Peskin, Mandelman, Yee, Walton, Safai, Brown, Haney, Fewer, Mar and Stefani**

Resolution supporting the non-binding indication of interest sent to Pacific Gas & Electric Company on September 6, 2019, proposing to purchase the assets needed to provide electric distribution service to all customers in San Francisco for \$2,500,000,000.

09/10/19; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

190939 [Korean Chuseok Day - September 13, 2019]**Sponsors: Stefani; Mandelman**

Resolution recognizing September 13, 2019, as Korean Chuseok Day and honoring the Korean Center, Inc. for its contributions to the Korean-American community in the City and County of San Francisco.

09/10/19; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

REQUESTS FOR HEARING

190940 [Hearing - Budget and Legislative Analyst's Performance Audit - City's Assumption of the Housing Authority's Essential Functions]**Sponsor: Mar**

Hearing to review the performance audit of the City's assumption of the Housing Authority's essential functions, prepared for the Board of Supervisors by the Budget and Legislative Analyst; and requesting the Budget and Legislative Analyst, Housing Authority, and Mayor's Office of Housing and Community Development to report.

09/10/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

190941 [Hearing - Budget and Legislative Analyst's Performance Audit - Office of Economic and Workforce Development's Planning for Large-Scale Projects to Address Economic Impacts on Surrounding Businesses]

Sponsors: Mar; Yee, Fewer and Brown

Hearing to review the performance audit of the Office of Economic and Workforce Development's planning for large-scale projects to address economic impacts on surrounding businesses, prepared for the Board of Supervisors by the Budget and Legislative Analyst; and requesting the Budget and Legislative Analyst, Office of Economic and Workforce Development, Public Works, Municipal Transportation Agency, and Public Utilities Commission to report.

09/10/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

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 RESOLUTION

190808 [Emergency Declaration - Heating, Ventilation, and Air Conditioning System Failure - 1235 Mission Street - Estimated Cost of Repairs \$775,000]

Resolution approving the Director of Public Work's declaration of an emergency for the heating, ventilation, and air conditioning system failure of all existing chillers on the rooftop of 1235 Mission Street, a property that is operated by the Human Services Agency, estimated to cost \$775,000 to repair, pursuant to Administrative Code, Section 21.15(c). (Public Works)
(Fiscal Impact; No Budget and Legislative Analyst Report)

07/22/19; RECEIVED FROM DEPARTMENT.

07/30/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

08/27/19; RECEIVED FROM DEPARTMENT.

09/10/19; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

In Memoriams

Lawrence Joseph Funk - President Yee

Gerry Crowley - Supervisor Peskin

Marcia Marcella Harvey - Supervisor Brown

ADJOURNMENT

There being no further business, the Board adjourned at the hour 5:13 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on October 22, 2019.

Angela Calvillo, Clerk of the Board