



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

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

Tuesday, September 25, 2018 - 2:00 PM

Regular Meeting

MALIA COHEN, PRESIDENT

VALLIE BROWN, SANDRA LEE FEWER, JANE KIM, RAFAEL MANDELMAN,
AARON PESKIN, HILLARY RONEN, AHSHA SAFAI, CATHERINE STEFANI, KATY TANG,
NORMAN YEE

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Cohen, Fewer, Stefani

Budget and Finance Federal Select Committee
Supervisors Cohen, Fewer, Tang

Government Audit and Oversight Committee
Supervisors Kim, Peskin, Brown

Land Use and Transportation Committee
Supervisors Tang, Kim, Safai

Public Safety and Neighborhood Services Committee
Supervisors Mandelman, Ronen, Peskin

Rules Committee
Supervisors Safai, Yee, Stefani

Meeting Days

Thursday
10:00 AM

2nd and 4th Thursday
1:15 PM

1st and 3rd Wednesday
10:00 AM

Monday
1:30 PM

2nd and 4th Wednesday
10:00 AM

Wednesday
10:00 AM

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items will be available for review at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using interpretation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous interpretation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting interpretation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications expected to be made a part of the official file should be submitted to the Clerk of the Board or Clerk of a Committee: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Board or Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution to all of its members.

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AGENDA PACKET: Available for review in the Office of the Clerk of the Board, City Hall, 1 Dr. Carlton B Goodlett Place, Room 244, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SFGovTV, the Government Channel 26. For DVD copies and scheduling call (415) 554-4188.

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Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (San Francisco Administrative Code, Chapter 67) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-5163; or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing the San Francisco Administrative Code, Chapter 67, on the Internet at <http://www.sfbos.org/sunshine>

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code, Section 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <http://www.sfgov.org/ethics>

ROLL CALL AND PLEDGE OF ALLEGIANCE

COMMUNICATIONS

AGENDA CHANGES

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 17

Recommendation of the Budget and Finance Committee

Present: Supervisors Cohen, Fewer, Stefani

- 180708** **[Authorizing Agreements - Binding Arbitration for Purchase of Electricity and Related Products - Public Utilities Commission - Total Costs of \$13,762,490]**
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)

(Fiscal Impact)

09/18/2018; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Kim, Brown, Fewer

2. [180817](#) **[Settlement of Lawsuit - Terrance Heyward - \$37,500]**
Ordinance authorizing settlement of the lawsuit filed by Terrance Heyward against the City and County of San Francisco for \$37,500; the lawsuit was filed on October 12, 2016, in San Francisco Superior Court, Case No. CGC-16-554799; entitled Terrance Heyward v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

3. [180819](#) **[Settlement of Lawsuit - Patricia Gambino - \$50,000]**
Ordinance authorizing settlement of the lawsuit filed by Patricia Gambino against the City and County of San Francisco for \$50,000; the lawsuit was filed on July 31, 2017, in San Francisco Superior Court, Case No. CGC-17-560484; entitled Patricia Gambino v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

4. [180820](#) **[Settlement of Lawsuit - Sam Percival Stewart - \$150,000]**
Ordinance authorizing settlement of the lawsuit filed by Sam Percival Stewart against the City and County of San Francisco for \$150,000; the lawsuit was filed on June 2, 2016, in San Francisco Superior Court, Case No. CGC-16-552341; entitled Sam Percival Stewart v. City and County of San Francisco et al., removed to federal court on November 22, 2016, and re-captioned as Sam Percival Stewart v. City and County of San Francisco et al., United States District Court, Case No. 3:16-cv-6744; the lawsuit involves an alleged civil rights violation; other material terms of the settlement are waiver of the Zuckerberg San Francisco General Hospital lien in the amount of \$735. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

5. [180821](#) **[Settlement of Lawsuit - Juanita Stockwell, et al. - \$400,000]**
Ordinance authorizing settlement of the lawsuit filed by Guillermo Amigo, E.R. Balinton, Mike Bolte, Nikolaus Borthne, Edward Browne, Peter Busalacchi, Gary Castel, Philip Fleck, Severo Flores, George S. Fogarty, Malcolm Fong, Mary Godfrey, Jason Hui, Terrye Ivy, Jacklyn Jehl, Bartholomew Johnson, James Jones, Richard Jue, Robert Leung, Michael Lewis, Paul Lozada, D.H. Bud Massey, Bruce Meadors, Vince Neeson, Thomas O'Connor, Susan Rolovich, Juanita Stockwell, Jessie A. Washington, and Michael Wells against the City and County of San Francisco for \$400,000; the lawsuit was filed on December 17, 2015, in San Francisco Superior Court, Case No. CGC 15-549482; entitled Juanita Stockwell, et al. v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

6. [180822](#) **[Settlement of Lawsuit - Cui Ying Zhou, Jian Cong Tan, Angelina Tan, and Arosia Tan - \$14,500,000]**
Ordinance authorizing settlement of the lawsuit filed by Cui Ying Zhou, Jian Cong Tan, Angelina Tan, and Arosia Tan against the City and County of San Francisco for \$14,500,000; the lawsuit was filed on November 26, 2016, in San Francisco Superior Court, Case No. CGC-16-555523; entitled Cui Ying Zhou, et al. v. City and County of San Francisco, et al.; the lawsuit involves an alleged personal injury in Washington Square Park. (City Attorney)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
7. [180847](#) **[Settlement of Lawsuit - Nikolas P. Lemos - \$100,000]**
Ordinance authorizing settlement of the lawsuit filed by Nikolas P. Lemos against the City and County of San Francisco for \$100,000; the lawsuit was filed on February 16, 2017, in San Francisco Superior Court, Case No. CGC 17-557100; entitled Nikolas P. Lemos v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
8. [180848](#) **[Settlement of Lawsuit - Quincy Lewis - \$60,000]**
Ordinance authorizing settlement of the lawsuit filed by Quincy Lewis against the City and County of San Francisco for \$60,000; the lawsuit was filed on November 2, 2017, in United States District Court, Case No. 17-cv-06405; entitled Quincy Lewis v. City and County of San Francisco, et al.; the lawsuit involves alleged civil rights violation. (City Attorney)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Tang, Kim, Safai

9. [180483](#) **[Planning Code - Health Services - Ocean Avenue Neighborhood Commercial Transit District]**
Sponsor: Yee
Ordinance amending the Planning Code to provide that in the Ocean Avenue Neighborhood Commercial Transit District a Health Service Use, whether Principal or Accessory, requires a Conditional Use authorization on the ground story and is permitted above the ground story; affirming the Planning Department's determination 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.
- 09/18/2018; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

Recommendation of the Public Safety and Neighborhood Services Committee

Present: Supervisors Mandelman, Ronen

10. [180617](#) **[Police Code - Access to Reproductive Health Care Facilities]**
Sponsors: Ronen; Yee, Cohen, Fewer, Stefani, Brown, Peskin, Mandelman, Kim, Tang and Safai
Ordinance amending the Police Code to require law enforcement officials to provide a verbal warning, rather than having to provide a written warning, prior to issuing a dispersal order to ensure access to a reproductive health care facility.

09/18/2018; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Safai, Yee, Stefani

11. [180754](#) **[Administrative Code - Civic Design Review Fee]**
Sponsors: Peskin; Brown
Ordinance amending the Administrative Code to modify the Civic Design Review fee from a deposit of \$2,500 plus the time and materials costs to a flat fee of \$12,800 per project, establish a process for an annual cost-of-living fee adjustment, set a timeline for fee payment, describe the method for determining fees for projects involving multiple structures situated together as part of a larger development plan, and describe circumstances that may qualify for fee waiver or reduction.

09/18/2018; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
12. [180755](#) **[Administrative Code - Arts Commission Traveling Exhibitions]**
Sponsors: Peskin; Brown
Ordinance amending the Administrative Code to authorize the Arts Commission to charge a fee for organizing traveling exhibitions.

09/18/2018; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
13. [180903](#) **[Appointments, Park, Recreation, and Open Space Advisory Committee - Kenneth Maley and Julia Pfeifferberger]**
Motion appointing Kenneth Maley, term ending February 1, 2020, and Julia Pfeifferberger, term ending February 1, 2021, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

Question: Shall this Motion be APPROVED?

14. [180904](#) **[Reappointments, Child Care Planning and Advisory Council - Matt Pemberton, Gretchen Ames, and Mario Paz]**
Motion reappointing Matt Pemberton, Gretchen Ames, and Mario Paz (residency requirement waived), terms ending March 19, 2021, to the Child Care Planning and Advisory Council. (Rules Committee)
Question: Shall this Motion be APPROVED?
15. [180905](#) **[Appointments, Commission on the Aging Advisory Council - Juliet Rothman and Rick Johnson]**
Motion appointing Juliet Rothman and Rick Johnson, terms ending March 31, 2020, to the Commission on the Aging Advisory Council. (Rules Committee)
Question: Shall this Motion be APPROVED?

Present: Supervisors Safai, Yee

16. [180802](#) **[Administrative Code - Labor Peace Agreements for Excursion Vessel Operations Under Lease with the Port]**
Sponsors: Peskin; Yee and Safai
Ordinance amending the Administrative Code to require Labor Peace Agreements between employers operating excursion vessels under a Port lease and labor organizations seeking to represent their employees to protect the City's ongoing proprietary interest.
09/18/2018; PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?
17. [180807](#) **[Administrative Code - Early Care and Education for All]**
Sponsors: Yee; Kim, Ronen, Cohen and Fewer
Ordinance amending the Administrative Code to establish the Early Care and Education for All Initiative, to be funded by appropriations from the Babies and Families First Fund, including procedures concerning a spending plan and reporting requirements.
09/18/2018; PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Tang, Kim, Safai

18. [180364](#) **[Planning Code - Affordable Housing Projects on Undeveloped Lots in Service/Arts/Light Industrial Districts]**
Sponsor: Kim
 Ordinance amending the Planning Code to permit Affordable Housing on undeveloped lots in Service/Arts/Light Industrial (SALI) Zoning Districts; affirming the Planning Department’s determination 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, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.
- 09/04/2018; PASSED ON FIRST READING.
- 09/11/2018; CONTINUED ON FINAL PASSAGE.
- 09/18/2018; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.
- 09/18/2018; DUPLICATED AS AMENDED.
- 09/18/2018; PASSED ON FIRST READING AS AMENDED.
- Question: Shall this Ordinance be FINALLY PASSED?**

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Cohen, Fewer, Stefani

19. [180733](#) **[Waiver of Temporary Street Space Occupancy Fee - Street Tree Maintenance Activities - Greater Rincon Hill Association]**
Sponsor: Kim
 Ordinance waiving the fee required by Public Works Code, Section 724.1, for temporary street space occupancy permits in connection with tree maintenance by the Greater Rincon Hill Association within the Greater Rincon Hill Community Benefit District, also known as the East Cut Community Benefit District, between September 1, 2018, and June 30, 2019.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

20. [180734](#) **[Waiver of Banner Fee - Filipino American Arts Exposition]**
Sponsor: Kim
Ordinance waiving the banner fee under Public Works Code, Section 184.78, for up to 100 banners to be placed on City-owned utility poles by the Filipino American Arts Exposition to publicize the August 2018 Pistahan Festival and Parade.
Question: Shall this Ordinance be PASSED ON FIRST READING?
21. [180753](#) **[Business and Tax Regulations Code - Administration of Early Care and Education Commercial Rents Tax]**
Sponsors: Kim; Yee
Ordinance amending the Business and Tax Regulations Code to add provisions to administer the Early Care and Education Commercial Rents Tax, to increase the payment required to obtain an extension of time to file business tax returns, and to make other, non-substantive changes.
Question: Shall this Ordinance be PASSED ON FIRST READING?
22. [180494](#) **[Airport Emergency Contract - Covenant Aviation Security, LLC - General Airport Security Services - Not to Exceed \$1,700,000]**
Resolution retroactively approving Emergency Contract No. 50177 for General Airport Security Services between Covenant Aviation Security, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, in an amount not to exceed \$1,700,000 over a six month term from April 9, 2018, through October 8, 2018. (Airport Commission)

(Fiscal Impact)
Question: Shall this Resolution be ADOPTED?
23. [180640](#) **[Airport Professional Services Agreement Modification No. 8 - ACJV, a Joint Venture - Project Management Support Services for the Airport's Terminal 1 Center Renovation Project - Not to Exceed \$28,250,000]**
Resolution approving Modification No. 8 to Airport Contract No. 10011.41, Project Management Support Services for the San Francisco International Airport, Terminal 1 Center Renovation Project, between ACJV and the City and County of San Francisco, acting by and through its Airport Commission, for a total amount not to exceed \$28,250,000 extending the term by seven months to commence October 1, 2018, for a total term of January 20, 2015, through April 30, 2019, pursuant to Charter, Section 9.118(b). (Airport Commission)

(Fiscal Impact)
Question: Shall this Resolution be ADOPTED?

24. [180809](#) **[Port Agreement with the National Park Service and Lease with the Golden Gate National Parks Conservancy - Alcatraz Island Embarkation at Piers 31-33]**
Sponsor: Peskin
Resolution approving a General Agreement between the Port and the National Park Service for a 30-year term with two ten-year options allowing ferry concessioners to use Port Piers 31-33 on The Embarcadero at Bay Street (Site) under lease from the Port as the embarkation to Alcatraz Island and other Golden Gate National Recreation Area sites, and a Lease Agreement with the Golden Gate National Parks Conservancy to develop and operate visitor amenities at the Site for a 30-year term with two ten-year options, to commence upon approval by the Board of Supervisors; affirming the Port Commission's Public Trust findings; and making findings under the California Environmental Quality Act, and adopting the Mitigation Monitoring and Reporting Program for the Alcatraz Ferry Embarkation Project located at Piers 31-33 on The Embarcadero at Bay Street.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
25. [180863](#) **[Accept and Expend Grant - San Francisco Parks Alliance - Scholarship Programs - \$150,000]**
Sponsor: Mayor
Resolution authorizing the Recreation and Park Department to accept and expend a grant of \$150,000 from the San Francisco Parks Alliance to benefit the Department's scholarship program for the project term of November 1, 2018, through June 30, 2019. (Recreation and Park Department)
- Question: Shall this Resolution be ADOPTED?**
26. [180864](#) **[Declaration of Shelter Crisis and Authorizing the Application for the Homeless Emergency Aid Program]**
Sponsor: Mayor
Resolution declaring a shelter crisis pursuant to Senate Bill 850 (Chapter 48, Statutes of 2018 and Government Code, Section 8698.2) and authorizing the Department of Homelessness and Supportive Housing to apply for funding under the California Homeless Emergency Aid Program.
- Question: Shall this Resolution be ADOPTED?**
27. [180865](#) **[Funding Participation - California Department of Health Care Services - Homeless Mentally Ill Outreach and Treatment Funding - \$3,179,000]**
Sponsors: Mayor; Mandelman
Resolution authorizing the Department of Public Health to participate in the one-time Homeless Mentally Ill Outreach and Treatment funding opportunity through the California Department of Health Care Services, to enhance behavioral health outreach, outpatient services, intensive care management, residential treatment services, and residential care facility beds, in the amount of \$3,179,000 from January 1, 2019, through June 30, 2020. (Public Health Department)
- Question: Shall this Resolution be ADOPTED?**

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Kim, Brown

28. [180628](#) **[Ocean Avenue Community Benefit District - Annual Report - FY2016-2017]**
Sponsor: Yee
Resolution receiving and approving an annual report for the Ocean Avenue Community Benefit District for FY2016-2017, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.
Question: Shall this Resolution be ADOPTED?
29. [180665](#) **[Greater Rincon Hill Community Benefit District - Annual Report - FY2016-2017]**
Sponsor: Kim
Resolution receiving and approving the annual report for the Greater Rincon Hill Community Benefit District (dba The East Cut Community Benefit District) for FY2016-2017, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.
Question: Shall this Resolution be ADOPTED?
30. [180869](#) **[Non-Renewal of a Mills Act Historical Property Contract - 215 and 229 Haight Street]**
Sponsor: Peskin
Resolution regarding non-renewal of a Mills Act historical property contract with Alta Laguna, LLC, the owner of 215 and 229 Haight Street (Assessor's Parcel Block No. 0857, Lot No. 002), under Chapter 71 of the San Francisco Administrative Code, notifying the Assessor-Recorder's Office of such non-renewal; and authorizing the Planning Director to send notice of the non-renewal of the historical property contract to the owner and record a notice of non-renewal.
Question: Shall this Resolution be ADOPTED?
31. [180870](#) **[Non-Renewal of a Mills Act Historical Property Contract - 627 Waller Street]**
Sponsor: Peskin
Resolution regarding non-renewal of a Mills Act historical property contract with John Hjelmstad and Allison Bransfield, the owners of 627 Waller Street (Assessor's Parcel Block No. 0866, Lot No. 012), under Chapter 71 of the San Francisco Administrative Code; notifying the Assessor-Recorder's Office of such non-renewal; and authorizing the Planning Director to send notice of the non-renewal of the historical property contract to the owners and request a notice of non-renewal.
Question: Shall this Resolution be ADOPTED?

32. [180871](#) **[Non-Renewal of a Mills Act Historical Property Contract - 973 Market Street]**
Sponsor: Peskin

Resolution regarding non-renewal of a Mills Act historical property contract with Raintree 973 Market Newco LLC, the owner of 973 Market Street (Assessor's Parcel Block No. 3704, Lot No. 069), under Chapter 71 of the San Francisco Administrative Code; notifying the Assessor-Recorder's Office of such non-renewal; and authorizing the Planning Director to send notice of the non-renewal of the historical property contract to the owner and record a notice of non-renewal.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Safai, Yee, Stefani

33. [180900](#) **[Urging Kaiser Permanente to Protect Its Messenger Driver, Parking Attendant, Licensed Vocational Nurse, and Department Secretary Employees From Being Outsourced]**

Sponsors: Yee; Fewer, Mandelman, Kim, Ronen, Peskin, Safai, Brown and Stefani
Resolution urging Kaiser Permanente to protect its messenger driver, parking attendant, licensed vocational nurse, and department secretary employees from being outsourced.

Question: Shall this Resolution be ADOPTED?

34. [180853](#) **[Mayoral Appointment, Municipal Transportation Agency Board of Directors - Amanda Eaken]**

Motion approving the Mayor's nomination for the appointment of Amanda Eaken to the Municipal Transportation Agency Board of Directors, for a term ending March 1, 2019. (Clerk of the Board)

(Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors after a public hearing. Transmittal Date: August 31, 2018.)

Question: Shall this Motion be APPROVED?

35. [180873](#) **[Mayoral Reappointment, Public Utilities Commission - Ike Kwon]**

Motion approving the Mayor's reappointment of Ike Kwon to the Public Utilities Commission, for a term ending August 1, 2022. (Clerk of the Board)

(Charter, Section 4.112, provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority of the Board of Supervisors. Transmittal date: August 27, 2018.)

Question: Shall this Motion be APPROVED?

36. [180874](#) **[Mayoral Reappointment, Public Utilities Commission - Anson Moran]**
Motion approving the Mayor's reappointment of Anson Moran to the Public Utilities Commission, for a term ending August 1, 2022. (Clerk of the Board)

(Charter, Section 4.112, provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority of the Board of Supervisors. Transmittal date: August 27, 2018.)

Question: Shall this Motion be APPROVED?

37. [180884](#) **[Mayoral Appointment, Entertainment Commission - Lieutenant David Falzon]**
Motion approving the Mayor's nomination of Lieutenant David Falzon to the Entertainment Commission, term ending July 1, 2022. (Clerk of the Board)

(Charter, Section 4.117, 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: September 4, 2018.)

Question: Shall this Motion be APPROVED?

38. [180889](#) **[Appointments, Reentry Council - Jose Bernal, Angela Coleman, Victoria Westbrook, and Theodore Tolliver]**
Motion appointing Jose Bernal, Angela Coleman, Victoria Westbrook, and Theodore Tolliver, terms ending June 1, 2020, to the Reentry Council. (Rules Committee)

Question: Shall this Motion be APPROVED?

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

Latinx History Month

SPECIAL ORDER 3:00 P.M.

APPEAL PROCEDURES

Board Rule 4.18 provides that public hearings on appeals shall be scheduled for 3:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 3:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 3:00 p.m.:

1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.
2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).
3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.
4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 3:00 p.m.
5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 3:00 p.m.

(Hearing continued from September 11, 2018.)

39. [180651](#) [Hearing - Appeal of Final Environmental Impact Report Certification - Central SoMa Plan]

Hearing of persons interested in or objecting to the certification of a Final Environmental Impact Report for the proposed Central SoMa Plan identified in Planning Case No. 2011.1356E, issued by the Planning Commission through Motion No. 20182 dated May 10, 2018. (District 6) (Appellants: Richard Drury, of Lozeau Drury LLP on behalf of Central SoMa Neighbors and SFBlu; Angelica Cabande for the South of Market Community Action Network (SOMCAN); John Elberling for the Yerba Buena Neighborhood Consortium; Phillip Babich of Reed Smith LLP, on behalf of One Vassar, LLC) (First appeal filed on June 8, 2018, and the subsequent three appeals filed on June 11, 2018.) (Clerk of the Board)

07/17/2018; CONTINUED OPEN.

09/04/2018; CONTINUED OPEN.

09/11/2018; CONTINUED.

Question: Shall this Hearing be HEARD AND FILED?

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

(Only one of the following two Motions should be approved.)

40. [180652](#) [Affirming the Final Environmental Impact Report Certification - Central SoMa Plan]

Motion affirming the Planning Commission’s certification of the Final Environmental Impact Report prepared for the proposed Central SoMa Plan. (Clerk of the Board)

07/17/2018; CONTINUED.

09/04/2018; CONTINUED.

09/11/2018; CONTINUED.

Question: Shall this Motion be APPROVED?

41. [180653](#) [Conditionally Reversing the Final Environmental Impact Report Certification - Central SoMa Plan]

Motion conditionally reversing the Planning Commission’s certification of the Final Environmental Impact Report prepared for the proposed Central SoMa Plan, subject to the adoption of written findings of the Board of Supervisors in support of this determination. (Clerk of the Board)

07/17/2018; CONTINUED.

09/04/2018; CONTINUED.

09/11/2018; CONTINUED.

Question: Shall this Motion be APPROVED?

42. [180654](#) [Preparation of Findings to Reverse the Final Environmental Impact Report Certification - Central SoMa Plan]

Motion directing the Clerk of the Board to prepare findings related to reversing the Planning Commission’s certification of the Final Environmental Impact Report prepared for the proposed Central SoMa Plan. (Clerk of the Board)

07/17/2018; CONTINUED.

09/04/2018; CONTINUED.

09/11/2018; CONTINUED.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.**43. [180841](#) [Hearing - Appeal of Final Environmental Impact Report Certification - India Basin Mixed-Use Project]**

Hearing of persons interested in or objecting to the certification of a Final Environmental Impact Report for a proposed project at 700 Innes Avenue, 900 Innes Avenue, India Basin Open Space, and India Basin Shoreline Park, identified in Planning Case No. 2014-002541ENV, issued by the Planning Commission through Motion No. 20248, dated July 26, 2018; to develop about 29.26 undeveloped acres resulting in approximately 1,575 residential units, 209,000 gross square feet of nonresidential use, up to 1,800 parking spaces, 1,575 bicycle parking spaces, 15.5 acres of new and improved publicly accessible open space, new streets and other public realm improvements; and a Recreation and Park Department component making improvements to the 900 Innes, India Basin open space, and India Basin shoreline park properties, including enhancing existing and developing new open space and recreation facilities totaling about 8.98 acres within the M-1 (Light Industrial), M-2 (Heavy Industrial), NC-2 (Small-Scale Neighborhood Commercial), and P (Public) use districts and 40-X and OS (Open Space) Height and Bulk Districts. (District 10) (Appellants: Mikhail Brodsky, on behalf of Archimedes Banya SF and 748 Innes Avenue HOA; Bradley Angel, for Greenaction for Health and Environmental Justice) (Filed August 23, 2018, and August 27, 2018, respectively) (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

(Only one of the following two Motions should be approved.)**44. [180842](#) [Affirming the Final Environmental Impact Report Certification - India Basin Mixed-Use Project]**

Motion affirming the Planning Commission's certification of the Final Environmental Impact Report prepared for the proposed India Basin Mixed-Use Project. (Clerk of the Board)

Question: Shall this Motion be APPROVED?**45. [180843](#) [Conditionally Reversing the Final Environmental Impact Report Certification - India Basin Mixed-Use Project]**

Motion conditionally reversing the Planning Commission's certification of the Final Environmental Impact Report prepared for the proposed India Basin Mixed-Use Project, subject to the adoption of written findings of the Board of Supervisors in support of this determination. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

46. [180844](#) **[Preparation of Findings to Reverse the Final Environmental Impact Report Certification - India Basin Mixed-Use Project]**

Motion directing the Clerk of the Board to prepare findings related to reversing the Planning Commission's certification of the Final Environmental Impact Report prepared for the proposed India Basin Mixed-Use Project. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

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

The following item will be considered by the Budget and Finance Committee at a Regular Meeting on Thursday, September 20, 2018, at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a Committee Report on Tuesday, September 25, 2018.

47. [170297](#) **[Administrative Code - Increasing the Minimum Compensation Hourly Rate]**
Sponsors: Kim; Fewer

Ordinance amending the Administrative Code to increase the minimum hourly compensation rate for employees of City contractors other than nonprofit corporations or public entities to \$17.00 per hour and followed thereafter by annual cost-of-living increases; to increase the minimum hourly compensation rate for employees under contracts with nonprofit corporations and public entities to minimum wage; and to require that City contractors pay the minimum hourly compensation rate to employees who perform any work funded under an applicable contract with the City.

(Fiscal Impact)

05/16/2017; RE-REFERRED to the Budget and Finance Committee.

Question: Shall this Ordinance be PASSED ON FIRST READING?

The following items will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, September 24, 2018, at 1:30 p.m. The Chair intends to request the Committee to send the following items to the Board as Committee Reports on Tuesday, September 25, 2018.

48. [180816](#) **[General Plan - India Basin Mixed-Use Project]**

Ordinance amending the General Plan to revise the Bayview Hunters Point Area Plan, and the Urban Design, Commerce and Industry, and Recreation and Open Space Elements, to reflect the India Basin Mixed-Use Project; adopting findings under the California Environmental Quality Act; and making findings under Planning Code, Section 340, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

49. [180680](#) **[Planning Code, Zoning Map - India Basin Special Use District]**
Sponsor: Cohen
Ordinance amending the Planning Code to establish the India Basin Special Use District, located generally at Innes Avenue between Griffith Street and Earl Street, along the India Basin shoreline, in the south-east part of San Francisco; amending the Planning Code by amending the Zoning Map to change zoning designations, height districts, and add the India Basin Special Use District; and making findings under the California Environmental Quality Act, findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Question: Shall this Ordinance be PASSED ON FIRST READING?

50. [180681](#) **[Development Agreement - India Basin Investment LLC - India Basin Project - Innes Avenue at Griffith Street]**
Sponsor: Cohen
Ordinance approving a Development Agreement between the City and County of San Francisco and India Basin Investment LLC, a California limited liability company, for the India Basin Project at the approximately 28-acre site located at Innes Avenue between Griffith Street and Earl Street, with various public benefits, including 25% affordable housing and 11 acres of parks and open space; making findings under the California Environmental Quality Act and findings of conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b); approving a Public Trust Exchange Agreement, making public trust findings, and authorizing the transfer and acceptance of real property and the recording of a land use covenant consistent with the Public Trust Exchange Agreement; approving specific development impact fees and waiving any conflicting provision in Planning Code, Article 4, or Administrative Code, Article 10; confirming compliance with or waiving certain provisions of Administrative Code, Chapters 14B, 23, 56, and 82, and Subdivision Code, Section 1348; and ratifying certain actions taken in connection therewith.

Question: Shall this Ordinance be PASSED ON FIRST READING?

51. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

52. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 53 through 55

53. [180921](#) **[Approval of a 90-Day Extension for the Planning Commission Review of a Planning Code and Zoning Map Amendment Rezoning 1650-1680 Mission Street (File No. 180474)]**

Sponsor: Tang

Resolution retroactively extending by 90 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.

09/18/2018; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 54. [180908](#) **[Final Map 9254 - 1022-1032 Pacific Avenue]**
 Motion approving Final Map 9254, a six residential unit condominium project, located at 1022-1032 Pacific Avenue, being a subdivision of Assessor’s Parcel Block No. 0158, Lot No. 094; and adopting findings pursuant to the General Plan, and the priority policies of Planning Code, Section 101.1. (Public Works)

09/14/2018; RECEIVED FROM DEPARTMENT.

09/19/2018; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

- 55. [180909](#) **[Final Map 8928 - 785 San Jose Avenue]**
 Motion approving Final Map 8928, a six residential unit condominium project, located at 785 San Jose Avenue, being a subdivision of Assessor’s Parcel Block No. 6635, Lot No. 027; and adopting findings pursuant to the General Plan, and the priority policies of Planning Code, Section 101.1. (Public Works)

09/14/2018; RECEIVED FROM DEPARTMENT.

09/19/2018; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

56. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]

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

[Brown Act Finding]

Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

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 RESOLUTIONS

180906

[Contract - ARAMARK Correctional Services, Inc. - Jail Food Services - \$20,000,000]

Resolution authorizing the Sheriff's Department to contract with ARAMARK Correctional Services, Inc. for jail food services, acting by and through the Sheriff's Department for a five year period from November 1, 2018, through October 31, 2023, for a contract total not to exceed amount of \$20,000,000 with two one-year options to extend. (Sheriff)

09/14/2018; RECEIVED FROM DEPARTMENT.

09/25/2018; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

180907

[Contract Amendments - Aon Risk Insurance Services West, Inc. - Excess Liability Insurance for the Central Subway Project - Not to Exceed \$25,094,436]

Resolution retroactively approving Amendment No. 3 and approving Amendment No. 4 to Contract CS-163-1 OCIP Insurance Brokerage Services, to provide excess liability insurance for the Central Subway Project, with Aon Risk Insurance Services West, Inc., to increase the contract amount by \$684,382 and \$6,321,304, respectively, for additional premium charges due to increased construction time and contract costs, for a total contract amount not to exceed \$25,094,436, and to extend the Contract for two years for a total term of February 7, 2012, through June 24, 2020. (Municipal Transportation Agency)

09/17/2018; RECEIVED FROM DEPARTMENT.

09/25/2018; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

180924 [Petitions and Communications]

Petitions and Communications received from September 10, 2018, through September 17, 2018, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on September 25, 2018.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information will not be redacted.

From the California Fish and Game Commission, submitting Notice of Findings regarding the petitions to list coast yellow leptosiphon, Lassics lupine and tricolored blackbird as endangered/threatened under the California Endangered Species Act and notice of proposed regulatory action relative to amending Sections 1.53, 1.74 and 5.0, Title, California Code of Regulations, relating to sport fishing annual regulations for 2019. 2 letters. Copy: Each Supervisor. (1)

From San Francisco International Airport, pursuant to Ordinance No. 62-18, regarding a plan for design and placement of artwork in Terminal 1 to memorialize the life and legacy of Harvey Milk. Copy: Each Supervisor. (2)

From the Office of the Treasurer & Tax Collector, submitting a CCSF Monthly Pooled Investment Report for August 2018. Copy: Each Supervisor. (3)

From the Capital Planning Committee, pursuant to Administrative Code, Section 3.21, submitting Approval of the Resolution and Ordinance Authorizing the Issuance and Sale of \$220,000,000 in Community Facilities District No. 2014-1 Transbay Transit Center Special Tax Bonds Series 2018A and Series 2018B. Copy: Each Supervisor. (4)

From the Office of the Controller, submitting notice of the addition of Finance to the new Benchmarking section on the Performance Scorecards website. Copy: Each Supervisor. (5)

From the Office of the Controller City Performance Unit, regarding creating a process to manage, and a registry to track, how patient data is being shared with partners outside of the Department of Public Health. (6)

From the Office of the Controller's City Services Auditor, submitting a memorandum on results of the SFMTA Cable Car Cash Fund Fare Collection Monitoring Program in FY2017-2018. (7)

From West Area California Public Utilities Commission, submitting CPUC Notification regarding Verizon Wireless San Francisco Small Cells 9-11-2018. Copy: Each Supervisor. (8)

From Phillip Babich, regarding the Central SOMA EIR. File No. 180651. Copy: Each Supervisor. (9)

From Dennis Hong, regarding wildfires in San Francisco. Copy: Each Supervisor. (10)

From Carol Denny, regarding mist anti-homeless generators. Copy: Each Supervisor. (11)

From Lawrence Wisne, regarding car break-ins. Copy: each Supervisor. (12)

From concerned citizens, regarding the RAB report. 1 letter. Copy: Each Supervisor. (13)

From Johnson Hor, regarding the appointment of Hanley Chan for the Veteran Affairs Commission. Copy: Each Supervisor. (14)

From Aaron Goodman, regarding transit in San Francisco. Copy: Each Supervisor. (15)

From concerned citizens, regarding pesticides in San Francisco. 3 letters. Copy: Each Supervisor. (16)

ADJOURNMENT