

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, November 19, 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, November 19, 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.

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

190842 [Various Codes - Renewing and Extending Waiver and Refund of Investigation Fee - Two-Year Extension of Medical Cannabis Dispensary Permits and Temporary Cannabis Business Permits - Three-Year Extension of Temporary Cannabis Retail Use Authorization]

Sponsor: Mandelman

Ordinance renewing and extending a prior waiver and refund of investigation fees imposed by Building Code, Section 107A.5, for persons registered with the Office of Cannabis through December 31, 2020; amending the Health Code to extend the date beyond which temporary Medical Cannabis Dispensary Permits issued under Article 33 of the Health Code are rendered invalid from December 31, 2019, to December 31, 2021; amending the Police Code to extend the date beyond which Temporary Cannabis Business Permits issued under Article 16 of the Police Code cannot be extended from December 31, 2019, to December 31, 2021; amending the Planning Code to extend the date by which a Grandfathered Medical Cannabis Dispensary, as defined in the Planning Code, must have received a permit to operate from the Department of Public Health to be deemed a Temporary Cannabis Sales use, as defined in the Planning Code, from December 31, 2019, to December 31, 2021; amending the Planning Code to extend the duration of a Temporary Cannabis Retail Sales use to up to four years, to expire on January 1, 2022; 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.

FINALLY PASSED

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.

FINALLY PASSED

191001 [Contract Amendment - Motorola, Inc. - Emergency Communications Equipment - Not to Exceed \$81,000,000]

Sponsor: Mayor

Ordinance approving an amendment to the System Purchase and Installation Agreement between the City and County of San Francisco, acting through the Department of Emergency Management, and Motorola Inc., to increase the amount of the Agreement by \$33,000,000 for a total amount not to exceed \$81,000,000; and extending the term by seven and a half years to commence June 31, 2021, for a total term of October 28, 2016, through December 31, 2029. (Department of Emergency Management)

(Fiscal Impact)

FINALLY PASSED

Recommendation of the Government Audit and Oversight Committee

- 190994** **[Settlement of Lawsuit - Riana Buffin and Crystal Patterson - City to Comply with New Pretrial Detention Policies and Provide Funding for Pretrial Diversion Project]**
Ordinance authorizing settlement of the lawsuit filed by Riana Buffin and Crystal Patterson against Sheriff Vicki Hennessy in her official capacity as Sheriff; the settlement prohibits the Sheriff from using the existing bail schedule for arrested individuals and from using any similar policy that determines the existence or length of pre-arraignment detention based on an arrestee's ability to pay, requires the Sheriff to release certain arrestees within 18 hours from the time of booking under some circumstances, and is conditioned on the City providing additional funding to the Own Recognizance Project of the San Francisco Pretrial Diversion Project; the lawsuit was filed on October 28, 2015, in U.S. District Court for the Northern District of California, Case No. 15-CV-04959-YGR; entitled Riana Buffin and Crystal Patterson, on behalf of themselves and others similarly situated v. Vicki Hennessy in her official capacity as the San Francisco Sheriff, et al.; the lawsuit involves claims that the Sheriff's use of the San Francisco Superior Court's bail schedule as a basis for pre-arraignment detention or release of arrestees violates the United States Constitution. (City Attorney)
FINALLY PASSED

Recommendations of the Budget and Finance Committee

- 191070** **[Appropriation - General Reserve - Sheriff's Department, Police Department, and District Attorney - \$2,191,869 - FY2019-2020]**
Sponsor: Mayor
Ordinance appropriating \$2,191,869 of General Fund General Reserves for funding for the Sheriff's Department, Police Department, and District Attorney to implement the terms of the stipulated final judgment in the action entitled Riana Buffin and Crystal Patterson, on behalf of themselves and others similarly situated v. Vicki Hennessy in her official capacity as the San Francisco Sheriff, et al. (Board File No. 190994).
(Fiscal Impact)
FINALLY PASSED
- 191071** **[Public Employment - Amendment to the Salary Ordinance for the District Attorney and the Sheriff's Department - FY2019-2020]**
Sponsor: Mayor
Ordinance amending Ordinance No. 170-19 (Salary Ordinance FYs 2019-2020 and 2020-2021) to reflect the addition of five new positions (2.5 FTEs) in FY2019-2020, and for limited term through Fiscal Year 2020-2021 at the District Attorney's Office and the Sheriff's Department to implement the terms of the stipulated final judgment in the action entitled Riana Buffin and Crystal Patterson, on behalf of themselves and others similarly situated v. Vicki Hennessy in her official capacity as the San Francisco Sheriff, et al. (Board File No. 190994).
(Fiscal Impact)
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

Referred Without Recommendation from the Land Use and Transportation Committee

President Yee requested File Nos. 190844, 190845, and 190947 be called together.

190844 [Planning Code, Zoning Map - 3333 California Street Special Use District]

Sponsor: Stefani

Ordinance amending the Planning Code and Zoning Map to create the 3333 California Street Special Use District; and making environmental findings, findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public convenience, necessity, and welfare under Planning Code, Section 302.

(Economic Impact)

FINALLY PASSED by the following vote:

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

190845 [Development Agreement - Laurel Heights Partners, LLC - 3333 California Street Project - California Street at Presidio Avenue]

Sponsor: Stefani

Ordinance approving a Development Agreement between the City and County of San Francisco and Laurel Heights Partners, LLC, a Delaware limited liability company, for the development of an approximately 10.25-acre site located at California Street at Presidio Avenue (3333 California Street), with various public benefits, including 25% affordable housing, a child care center comprised of approximately 14,665 square feet, and approximately 2.87 acres of privately owned, publicly accessible open space; making findings under the California Environmental Quality Act, and findings of conformity with the General Plan, and the eight priority policies of Planning Code, Section 101.1(b); approving certain development impact fees for the project, and waiving certain Planning Code fees and requirements; confirming compliance with or waiving certain provisions of Administrative Code, Chapter 56; ratifying certain actions taken in connection with the Development Agreement, as described herein; and authorizing certain actions to be taken under the Development Agreement, as described herein.

(Economic Impact)

FINALLY PASSED by the following vote:

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

190947 [Public Works Code - Major Encroachment Permit - 3333 California Street Project]**Sponsor: Stefani**

Ordinance approving a major encroachment permit for Laurel Heights Partners, LLC ("Permittee") to occupy portions of Presidio Avenue, Masonic Avenue, Pine Street, Euclid Avenue, Mayfair Drive, and Laurel Street adjacent to 3333 California Street (Assessor's Parcel Block No. 1032, Lot No. 003) for the purpose of installing and maintaining landscape planters, differentiated paving, corner bulb-outs, and other improvements; waiving conflicting requirements under Public Works Code, Sections 800 et seq. and 810A, in connection with Permittee's implementation of the encroachment permit and project development; making findings under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED by the following vote:

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

NEW BUSINESS**Recommendations of the Budget and Finance Committee**

President Yee requested File Nos. 191014 and 191011 be called together.

191014 [Authorizing Taxable and/or Tax-Exempt Certificates of Participation - HOPE SF - Not to Exceed \$83,600,000]**Sponsor: Mayor**

Ordinance authorizing the execution and delivery of Certificates of Participation, in one or more series on a tax-exempt and/or taxable basis and from time to time, evidencing and representing an aggregate principal amount not to exceed \$83,600,000 to finance and refinance certain capital improvement projects, including but not limited to certain properties generally known as Hunters View, Sunnydale, and Potrero Terrace and Annex housing developments, approving the form of a Supplement to Trust Agreement between the City and County of San Francisco and U.S. Bank National Association, as trustee ("Trustee") (including certain indemnities contained therein); approving respective forms of a Supplement to Property Lease and a Supplement to Project Lease, each between the City and the Trustee for the lease and lease back certain real property and improvements located at 375 Laguna Honda Boulevard or other property as determined by the Director of Public Finance; approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Certificates of Participation; approving the form of an Official Statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Certificates of Participation; approving modifications to documents; and ratifying previous actions taken in connection therewith, as defined herein. (Fiscal Impact)

PASSED ON FIRST READING by the following vote:

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

191011 [Appropriation - Certificates of Participation to Mayor's Office of Housing and Community Development for HOPE SF - \$83,600,000 - FY2019-2020]**Sponsor: Mayor**

Ordinance appropriating \$83,600,000 of Certificates of Participation to the Mayor's Office of Housing and Community Development to fund project costs of HOPE SF in FY2019-2020; and placing these funds on Controller's Reserve pending the sale of the Certificates of Participation. (Fiscal Impact)

PASSED ON FIRST READING by the following vote:

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

President Yee requested File Nos. 191019 and 191012 be called together.

191019 [Certificates of Participation - Construction of a Homeless Services Center - 1064-1068 Mission Street - Not to Exceed \$7,250,000]**Sponsor: Mayor**

Resolution authorizing the Controller to cause the execution and delivery of taxable or tax-exempt Certificates of Participation evidencing and representing an aggregate principal amount not to exceed \$7,250,000 to finance the costs of the construction of a Homeless Services Center at 1064-1068 Mission Street; authorizing the Controller to cause the issuance from time to time of the City's commercial paper notes in anticipation of the execution and delivery of said Certificates of Participation; and authorizing the Director of Public Finance to execute such documents and take necessary actions in furtherance of this Resolution, as defined herein. (Fiscal Impact)

ADOPTED by the following vote:

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

191012 [Appropriation - Certificates of Participation to Department of Public Health for the Homeless Services Center - \$7,250,000 - FY2019-2020]**Sponsor: Mayor**

Ordinance appropriating \$7,250,000 of Certificates of Participation to the Department of Public Health to fund construction costs for the Homeless Services Center in FY2019-2020; and placing these funds on Controller's Reserve pending the sale of the Certificates of Participation. (Fiscal Impact)

PASSED ON FIRST READING by the following vote:

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

191015 [Accept and Expend Grant and Amend the Annual Salary Ordinance - Retroactive - Office of Financial Empowerment Kindergarten to College Program - Mott Foundation - \$365,000]

Sponsor: Fewer

Ordinance retroactively authorizing the Office of Treasurer & the Tax Collector to accept and expend a grant in the amount of \$365,000 from the Charles & Stuart Mott Foundation for implementing the Office of Financial Empowerment Kindergarten to College Program for the period of September 1, 2019, through August 31, 2021; and amending Ordinance No. 170-19 (Annual Salary Ordinance File No. 190620 for FYs 2019-2020 and 2020-2021) to provide for the creation of one grant-funded Class 1844 Senior Management Assistant position (0.67 FTE). (Treasurer-Tax Collector)

PASSED ON FIRST READING by the following vote:

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

190996 [Agreement Amendment - Sunset Scavenger Company, Golden Gate Disposal & Recycling Company, Recology San Francisco - Refuse Collection - Not To Exceed \$48,000,000]

Resolution approving the First Amendment to the Refuse Collection Agreement between the City and County of San Francisco and Sunset Scavenger Company dba Recology Sunset Scavenger, Golden Gate Disposal & Recycling Company dba Recology Golden Gate, and Recology San Francisco, increasing the total not to exceed amount of the Agreement from \$40,000,000 to \$48,000,000 under Charter, Section 9.118(b), with no change to the term length to expire on November 30, 2020, and to commence upon approval by the Board of Supervisors. (Office of Contract Administration)
(Fiscal Impact)

ADOPTED by the following vote:

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

191021 [Accept and Expend Grant - Retroactive - California Board of State and Community Corrections - Youth Reinvestment Grant - \$734,216]

Sponsor: Mayor

Resolution retroactively authorizing the Juvenile Probation Department to accept and expend a grant in the amount of \$734,216 from the California Board of State and Community Corrections Youth Reinvestment Program to augment San Francisco's existing diversion programs with a non-law enforcement mobile crisis response service for the period of July 1, 2019, through February 28, 2023. (Juvenile Probation Department)

ADOPTED by the following vote:

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

President Yee requested File Nos. 191047 and 191048 be called together.

191047 [Airport Lease Modification - Alaska Airlines, Inc. - Premises Expansion - Rent for the Remainder of the Term - \$20,857,171]

Resolution approving Modification No. 1 of the Alaska Airlines, Inc. 2011 Lease and Use Agreement No. L10-0274, between Alaska Airlines, Inc. and the City and County of San Francisco, acting by and through its Airport Commission, to incorporate terminal space formerly occupied by Virgin America, Inc., in Terminal 2 into Alaska Airlines' Lease Agreement with an estimated rent of \$20,857,171 for the remainder of the lease term, to commence upon approval by the Board of Supervisors, and expiring on June 30, 2021. (Airport Commission)
(Fiscal Impact)

ADOPTED by the following vote:

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

191048 [Airport Lease Modification - Virgin America, Inc. - Early Termination of Virgin America, Inc.]

Resolution approving Modification No. 1 of the Virgin America, Inc. 2011 Lease and Use Agreement No. L10-0098, between Virgin America, Inc. and the City and County of San Francisco, acting by and through its Airport Commission, which grants early termination of the Lease Agreement due to the merger with Alaska Airlines, Inc., to commence on the first day of the month following approval of the Board of Supervisors. (Airport Commission)
(Fiscal Impact)

ADOPTED by the following vote:

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

191050 [Real Property Lease Extension - Bayview Plaza, LLC - 3801 Third Street - \$543,901.56 Annual Base Rent]

Resolution authorizing the Director of Property, on behalf of the Human Services Agency, to exercise a five-year extension of a Lease between Bayview Plaza, LLC, as landlord, and the City and County of San Francisco, as tenant, for the real property located at 3801 Third Street, to commence on December 1, 2019, for a total term of December 1, 2014, through November 30, 2024, at the initial monthly base rent of \$45,325.13 for a total annual base rent of \$543,901.56. (Human Services Agency)
(Fiscal Impact)

ADOPTED by the following vote:

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

191080 [Professional Services Agreement Amendment - CH2M HILL Engineers, Inc. - Planning, Engineering, Environmental Services for the Seawall Resiliency Project - Not to Exceed \$59,977,071]

Sponsors: Mayor; Peskin, Walton and Mandelman

Resolution approving and authorizing the Executive Director of the Port of San Francisco to execute Amendment No. 1 to the professional services agreement between CH2M HILL Engineers, Inc. and the Port of San Francisco for planning, engineering, environmental services for the Seawall Resiliency Project, to increase the scope to include the Waterfront Resilience Program and increase the contract amount by \$19,992,357 for a total amount not to exceed \$59,977,071 with no change in the contract term or duration. (Port)
(Fiscal Impact)

ADOPTED by the following vote:

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

191081 [Accept and Expend Grant - California Governor's Office of Emergency Services - Hazard Mitigation Grant Program - \$488,259]**Sponsor: Mayor**

Resolution authorizing the San Francisco Public Utilities Commission General Manager to accept and expend a Hazard Mitigation Program grant in the amount of \$488,259 from the Federal Emergency Management Agency through the California Governor's Office of Emergency Services for Phase Two of the Early Intake Switchyard Slope Stabilization Project for the grant period of August 6, 2018, through April 30, 2020. (Public Utilities Commission)
(Fiscal Impact)

ADOPTED by the following vote:

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

191108 [Accept and Expend Grant - Alternative Process County Competitive Allocation Funds - California Department of Housing and Community Development - No Place Like Home Grant Program - Up to \$36,501,108]**Sponsor: Mayor**

Resolution authorizing the Mayor's Office of Housing and Community Development, on behalf of the City and County of San Francisco, to participate in the second round Notice of Funding Availability and accept and expend the county competitive allocation award for an amount up to \$36,501,108 under the California Department of Housing and Community Development No Place Like Home Program, which provides funding for counties to develop multifamily housing specifically for persons with serious mental illness who are homeless, chronically homeless, or at-risk of chronic homelessness, for a term to commence following Board approval. (Mayor's Office of Housing and Community Development)

ADOPTED by the following vote:

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

191109 [Accept and Expend Grant - Fiscal Year 2019 Housing Opportunities for Persons with AIDS Permanent Supportive Housing Renewal - \$1,430,000]**Sponsors: Mayor; Mandelman**

Resolution approving the Fiscal Year 2019 Housing Opportunities for Persons with AIDS (HOPWA) Permanent Supportive Housing Renewal Grant; and authorizing the Mayor, on behalf of the City and County of San Francisco, to accept and expend the City's Fiscal Year 2019 HOPWA Permanent Supportive Housing Renewal Grant from the U.S. Department of Housing and Urban Development in the amount of \$1,430,000 for the period of January 1, 2020, through December 31, 2022. (Mayor's Office of Housing and Community Development)

ADOPTED by the following vote:

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

President Yee requested File Nos. 191113, 191114, and 191115 be called together.

191113 [Multifamily Housing Revenue Bonds - 1064-1068 Mission Street - Not to Exceed \$87,000,000]

Sponsor: Mayor

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed \$87,000,000 for the purpose of providing financing for the acquisition and construction of a 258-unit, affordable multifamily residential rental housing project located at 1064-1068 Mission Street; approving the form of and authorizing the execution of a trust indenture providing terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters, as defined herein.

ADOPTED by the following vote:

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

191114 [Loan Agreement and Ground Lease - 1064 Mission, L.P. - 100% Affordable Housing - 1064-1068 Mission Street - Loan Amount Not to Exceed \$74,408,049 - Annual Ground Lease Base Rent Amount of \$1]

Sponsor: Mayor

Resolution approving and authorizing the Director of the Mayor's Office of Housing and Community Development to execute an amended and restated Loan Agreement and a long term Ground Lease with 1064 Mission, L.P., a California limited partnership, in a loan amount not to exceed \$74,408,049 for a minimum loan term of 57 years to finance the construction of a 100% affordable, 256-unit multifamily rental housing development (plus two staff units) for low income adults and seniors experiencing homelessness with ancillary commercial space for public benefit and community serving purposes for a culinary job training program ("Project") and a lease term of 75 years with one 24-year option to extend, and with an annual base rent of \$1 in order to construct the Project once the site is transferred to the City ("Ground Lease"); adopting findings that the Loan Agreement and Ground Lease are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property and the Director of the Mayor's Office of Housing and Community Development to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. (Mayor's Office of Housing and Community Development)
(Fiscal Impact)

ADOPTED by the following vote:

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

191115 [Grant Agreement Amendment - 1064 Mission Homeless Services Center LLC - City-Owned and Operated Homeless Services Center - 1064-1068 Mission Street - Not to Exceed \$13,450,689]

Sponsor: Mayor

Resolution approving and authorizing the Director of the Mayor's Office of Housing and Community Development to execute an amended and restated Grant Agreement with 1064 Mission Homeless Services Center LLC, a California limited liability corporation, in an amount not to exceed \$13,450,689 to finance the construction of a City-owned and operated Homeless Services Center for residents experiencing homelessness, located on the two floors on the ground level of 1064-1068 Mission Street facing Stevenson Street, to commence upon Board approval, for a grant period of August 1, 2019, through August 1, 2021. (Mayor's Office of Housing and Community Development)

(Fiscal Impact)

ADOPTED by the following vote:

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

191116 [Loan Documents - Amendment to an Existing Loan Agreement - The San Francisco Housing Accelerator Fund - Not to Exceed \$20,000,000]

Sponsors: Mayor; Mar, Stefani, Ronen, Mandelman and Fewer

Resolution approving and authorizing the Director of the Mayor's Office of Housing and Community Development to execute an Amendment to the Loan Documents related to an existing Loan Agreement with the San Francisco Housing Accelerator Fund ("SFHAF"), a California nonprofit public benefit corporation, for an increase in an amount not to exceed \$10,000,000 for a total loan amount of \$20,000,000 and a minimum loan term of 20 years to support the SFHAF in reducing capital costs and improving the availability of SFHAF financing for private-party affordable housing acquisitions and rehabilitations in San Francisco; and adopting findings that the Loan Agreement is consistent with the California Environmental Quality Act. (Mayor's Office of Housing and Community Development)

(Fiscal Impact)

ADOPTED by the following vote:

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

Recommendations of the Government Audit and Oversight Committee

191024 [Resolution of Intention - Renewal - Noe Valley Community Benefit District]

Sponsor: Mandelman

Resolution declaring the intention of the Board of Supervisors to renew a property-based business improvement district known as the "Noe Valley Community Benefit District" and levy a multi-year assessment on all parcels in the district; approving the management district plan, engineer's report, and proposed boundaries map for the district; ordering and setting a time and place for a public hearing of the Board of Supervisors, sitting as a Committee of the Whole, on January 28, 2020; approving the form of the Notice of Public Hearing and Assessment Ballot Proceeding, and Assessment Ballot; directing environmental findings; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting, as required by law.

ADOPTED by the following vote:

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

President Yee requested File Nos. 191076, 191077, 191078, and 191079 be called together.

191076 [Resolution of Intention - Establishing the Pier 70 Condominiums Special Tax District 2019-1]

Sponsors: Mayor; Walton

Resolution declaring the intention of the Board of Supervisors to establish City and County of San Francisco Special Tax District No. 2019-1 (Pier 70 Condominiums) and a Future Annexation Area; ordering and setting a time and place for a public hearing of the Board of Supervisors, sitting as a Committee of the Whole, on January 14, 2020; determining other matters in connection therewith, as defined herein; and making findings under the California Environmental Quality Act.

ADOPTED by the following vote:

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

191077 [Resolution of Intention - Incurring Bonded Indebtedness and Other Debt for Pier 70 Condominiums Special Tax District 2019-1 - Not to Exceed \$1,697,600,000]

Sponsors: Mayor; Walton

Resolution declaring the intention of the Board of Supervisors to incur bonded indebtedness and other debt in an aggregate principal amount not to exceed \$1,697,600,000 for the City and County of San Francisco Special Tax District No. 2019-1 (Pier 70 Condominiums) and determining other matters in connection therewith, as defined herein.

ADOPTED by the following vote:

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

191078 [Resolution of Intention - Establishing the Pier 70 Leased Properties Special Tax District No. 2019-2]

Sponsors: Mayor; Walton

Resolution declaring the intention to establish City and County of San Francisco Special Tax District No. 2019-2 (Pier 70 Leased Properties) and a Future Annexation Area; ordering and setting a time and place for a public hearing of the Board of Supervisors, sitting as a Committee of the Whole, on January 14, 2020; determining other matters in connection therewith, as defined herein; and making findings under the California Environmental Quality Act.

ADOPTED by the following vote:

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

191079 [Resolution of Intention - Incurring Bonded Indebtedness and Other Debt for Pier 70 Leased Properties Tax District No. 2019-2 - Not to Exceed \$1,841,600,000]

Sponsors: Mayor; Walton

Resolution declaring the intention to incur bonded indebtedness and other debt in an aggregate principal amount not to exceed \$1,841,600,000 for the City and County of San Francisco Special Tax District No. 2019-2 (Pier 70 Leased Properties); and determining other matters in connection therewith, as defined herein.

ADOPTED by the following vote:

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

President Yee requested File Nos. 190983, 191082, 191084, 191086, 191083, and 191087 be called together.

190983 [Greater Rincon Hill Community Benefit District - Name Change to The East Cut Community Benefit District - Annual Report - FY2017-2018]

Sponsor: Haney

Resolution changing the name of the Greater Rincon Hill Community Benefit District to The East Cut Community Benefit District (The East Cut CBD); receiving and approving the annual report for The East Cut CBD for FY2017-2018, 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. (Department of Economic and Workforce Development)

ADOPTED by the following vote:

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

191082 [Management Agreement - Owners' Association - Administration/Management of SoMa West Community Benefit District]

Sponsor: Haney

Resolution approving an agreement with the nonprofit Owners' Association for administration/management of the established property-based Community Benefit District known as the "SoMa West Community Benefit District," pursuant to the California Streets and Highways Code, Section 36651, for a period commencing upon Board approval, through June 30, 2034. (Department of Economic and Workforce Development)

ADOPTED by the following vote:

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

191084 [Management Agreement - Owners' Association - Administration/Management of North of Market/Tenderloin Community Benefit District]

Sponsor: Haney

Resolution approving an agreement with the nonprofit Owners' Association for administration/management of the established property-based Community Benefit District known as the "North of Market/Tenderloin Community Benefit District," pursuant to California Streets and Highways Code, Section 36651, for a period commencing upon Board approval, through June 30, 2034. (Department of Economic and Workforce Development)

ADOPTED by the following vote:

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

191086 [Management Agreement - Owners' Association - Administration/Management of Union Square Business Improvement District]

Sponsor: Peskin

Resolution approving an agreement with the nonprofit Owners' Association for administration/management of the established property-based Community Benefit District known as the "Union Square Business Improvement District," pursuant to California Streets and Highways Code, Section 36651, for a period commencing upon Board approval, through June 30, 2029. (Department of Economic and Workforce Development)

ADOPTED by the following vote:

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

191083 [North of Market/Tenderloin Community Benefit District - Annual Report - FY2017-2018]**Sponsor: Haney**

Resolution receiving and approving the annual report for the North of Market/Tenderloin Community Benefit District for FY2017-2018, 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. (Department of Economic and Workforce Development)

ADOPTED by the following vote:

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

191087 [Lower Polk Community Benefit District - Annual Report - FY2017-2018]**Sponsor: Peskin**

Resolution receiving and approving the annual report for the Lower Polk Community Benefit District for FY2017-2018, 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. (Department of Economic and Workforce Development)

ADOPTED by the following vote:

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

Recommendations of the Public Safety and Neighborhood Services Committee**190756 [Police Code - Cannabis Retailers at Permitted Cannabis Events]****Sponsors: Mandelman; Walton and Brown**

Ordinance amending the Police Code to require that cannabis retailers at permitted events hold Cannabis Business Permits issued by the City, that applicants for Cannabis Event Permits identify the retailers that will be selling cannabis goods at such events and affirm that said retailers hold City-issued Cannabis Business Permits, and that recipients of Cannabis Event Permits take steps to reasonably ensure that only said retailers will sell cannabis goods at such events; to require that Cannabis Event Permit applicants commit to specific actions to support the City's equity goals as a condition of permit issuance; and to provide that a material false statement made in connection with an application for a Cannabis Event Permit may be subject to administrative penalty, cause for denial of a pending or future application for a Cannabis Business Permit, and cause for suspension or revocation of an existing Cannabis Business Permit; and affirming the Planning Department's determination under the California Environmental Quality Act.

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

PASSED ON FIRST READING by the following vote:

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

President Yee requested File Nos. 190888, 190923, and 190924 be called together.

190888 [Liquor License Transfer - 1690 Folsom Street - Target]

Resolution determining that the premise-to-premise transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to the Target Corporation, doing business as Target located at 1690 Folsom Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

ADOPTED by the following vote:

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

190923 [Liquor License Transfer - 1262 Stockton Street - Xing Ye Trading]

Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Xing Ye Trading, Inc., doing business as Xing Ye Trading located at 1262 Stockton Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

ADOPTED by the following vote:

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

190924 [Liquor License Transfer - 1235-9th Avenue - Queens SF]

Resolution determining that the premise-to-premise transfer of a Type-20 off-sale beer and wine liquor license to Queens SF, LLC, doing business as Queens SF located at 1235-9th Avenue (District 5), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

ADOPTED by the following vote:

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

191029 [Declaring a State of Urgency - Expanding the City's Emergency Firefighting Water System]

Sponsors: Mar; Fewer, Yee, Safai and Walton

Resolution declaring a state of urgency to rapidly expand the City's Emergency Firefighting Water System (EFWS) to protect all neighborhoods in the event of a major earthquake and fire, and calling for a comprehensive EFWS action plan to expand the City's EFWS to cover all unprotected neighborhoods by 2034; to expand the Fire Department's firefighting apparatus such as portable hose tenders to provide interim protection to neighborhoods not currently covered by the EFWS; and to require an annual report to the Board of Supervisors on the state of the City's EFWS preparedness for a major earthquake and fire.

Supervisor Mar, seconded by Supervisor Ronen, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Lines 1 and 20, on Page 3, Line 6, and Page 4, Line 20, by adding 'and volume' after 'high-pressure'; and on Page 5, Line 19, by adding 'by June 30 of each year, with the first report due June 30, 2020.' The motion carried by the following vote:

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

ADOPTED AS AMENDED by the following vote:

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

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

Supervisor Mandelman, seconded by Supervisor Haney, 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

TRANSGENDER AWARENESS MONTH

President Yee opened the special commendation period and Supervisor Mandelman provided opening remarks on the significance of Transgender Awareness Month. Clair Farley, Director (Office of Transgender Initiatives), provided additional comments and Lynn Breedlove performed a short spoken word piece. Supervisors then introduced, welcomed, and presented Certificates of Honor to the following individuals in recognition of their accomplishments, advocacy, and continued community support, as referenced below:

*Supervisor Mandelman recognized Andrea Horne;
Supervisor Haney recognized Lynn Breedlove;
President Yee recognized Jesse Kolber;
Supervisor Walton recognized Samantha Jo-Dato, accepted on her behalf by Precious Luv'Lee and Johanna Holden;
Supervisor Stefani recognized Leo Petroni;
Supervisor Safai recognized Cecilia Chung;
Supervisor Ronen recognized Maggie Sanchez;
Supervisor Peskin recognized Nikki Calma;
Supervisor Mar recognized Martin Rawlings-Fein;
Supervisor Fewer recognized Jackie Thornhill; and
Supervisor Brown recognized Kenya Boudreaux and Felicia Elizondo.*

COMMITTEE REPORTS

Recommendations of the Budget and Finance Committee

President Yee requested File Nos. 191112, 191126, 191127, 191128, and 191129 be called together.

191112 [Multifamily Housing Revenue Bonds - 711 Eddy Street - Not to Exceed \$84,840,000]

Sponsor: Mayor

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed \$84,840,000, in one or more series or subseries, for the purpose of providing financing for the acquisition and rehabilitation of a 202-unit multifamily rental housing project known as "Eastern Park Apartments;" approving the form of and authorizing the execution of an indenture of trust providing the terms and conditions of and the authorization for the issuance of such bonds; approving the form of, and authorizing the execution of, a financing agreement providing the terms and conditions of the loans from the City to the borrower; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a bond purchase agreement; approving the form of an Official Statement for such bonds and authorizing the distribution thereof; 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 loans, the bonds and the Project; granting general authority to City officials to take actions necessary to implement this Resolution, subject to the terms of this Resolution; and related matters, as defined herein.

ADOPTED by the following vote:

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

191126 [Multifamily Housing Revenue Bonds - 2340 San Jose Avenue (Balboa Park Upper Yard) - Not to Exceed \$80,000,000]

Sponsors: Mayor; Safai

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness in an aggregate principal amount not to exceed \$80,000,000; 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 \$80,000,000 for 2340 San Jose Avenue; 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; 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.

ADOPTED by the following vote:

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

191127 [Multifamily Housing Revenue Bonds - 4840 Mission Street - Not to Exceed \$75,000,000]**Sponsors: Mayor; Safai**

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness in an aggregate principal amount not to exceed \$75,000,000; 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 \$75,000,000 for 4840 Mission 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; 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.

ADOPTED by the following vote:

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

191128 [Multifamily Housing Revenue Bonds - 190 Coleridge Street (Coleridge Park Homes) - Not to Exceed \$20,655,000]**Sponsors: Mayor; Ronen**

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness in an aggregate principal amount not to exceed \$20,655,000; 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 \$20,655,000 for 190 Coleridge Street (Coleridge Park Homes); 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; 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.

ADOPTED by the following vote:

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

191129 [Multifamily Housing Revenue Bonds - 681 Florida Street - Not to Exceed \$55,972,500]**Sponsors: Mayor; Ronen**

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 \$55,972,500 for 681 Florida 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 \$55,972,500; 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.

ADOPTED by the following vote:

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

191005 [Initiative Ordinance - Business and Tax Regulations, Administrative Codes - Excise Tax on Keeping Commercial Property Vacant]**Sponsors: Peskin; Ronen and Walton**

Motion ordering submitted to the voters at an election to be held on March 3, 2020, an Ordinance amending the Business and Tax Regulations Code and Administrative Code to impose an excise tax on persons keeping ground floor commercial space in certain neighborhood commercial districts and certain neighborhood commercial transit districts vacant, to fund assistance to small businesses; increasing the City's appropriations limit by the amount collected under the tax for four years from March 3, 2020; and affirming the Planning Department's determination under the California Environmental Quality Act.

(Economic Impact)

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

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

Referred Without Recommendation from the Rules Committee

191034 [Mayoral Appointment, Planning Commission - Susan Diamond]

Motion approving/rejecting the Mayoral nomination for the appointment of Susan Diamond to the Planning Commission, for the unexpired portion of a four-year term ending June 30, 2020. (Clerk of the Board)

(Charter, Section 4.105, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: October 9, 2019.)

(Supervisor Walton dissented in committee.)

Supervisor Stefani, seconded by Supervisor Walton, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 3, by striking 'rejecting', and Line 12, by striking 'rejects'. The motion carried by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee
Motion approving the Mayoral nomination for the appointment of Susan Diamond to the Planning Commission, for the unexpired portion of a four-year term ending June 30, 2020. (Clerk of the Board)

(Charter, Section 4.105, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: October 9, 2019.)

Motion No. M19-164

APPROVED AS AMENDED by the following vote:

Ayes: 9 - Brown, Haney, Mandelman, Peskin, Ronen, Safai, Stefani, Walton, Yee

Noes: 2 - Fewer, Mar

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Speaker; thanked the Board for the accommodation, shared concerns regarding the need to improve accessibility for the disabled and requested additional funding for the Mayor's Office on Disability.

Speaker; shared certain political and religious concerns.

Serena Albright; expressed support of the Resolution regarding World Children's Day and the United National Convention on the Rights of the Child (File No. 191158).

Isaac Pior; urged to the Board to update certain Zoning Codes to accommodate new housing.

Thomas McDonald; shared concerns regarding car break-ins and pedestrian safety.

Speaker; shared concerns regarding security.

Matthew Sutter; shared concerns regarding the Municipal Transportation Agency and the plight of taxi medallion holders.

Allie Yeller; expressed support of the Resolution regarding World Children's Day and the United National Convention on the Rights of the Child (File No. 191158).

Nick Pescerello; shared concerns regarding the Public Library and their elimination of certain processes.

Linda Chapman; shared with the Board the upcoming Poor People's Campaign on December 11, 2019.

Cynthia; expressed support of the Resolution regarding asylum seekers fleeing gender-based persecution and domestic violence (File No. 191155).

Wendy Corvillo; expressed support of the Resolution regarding asylum seekers fleeing gender-based persecution and domestic violence (File No. 191155).

Speaker; expressed support of the Resolution regarding asylum seekers fleeing gender-based persecution and domestic violence (File No. 191155).

Marie Rona; expressed support of the Resolution regarding World Children's Day and the United National Convention on the Rights of the Child (File No. 191158).

Speaker; expressed support of the Resolution regarding asylum seekers fleeing gender-based persecution and domestic violence (File No. 191155).

Ruiz Martinez; expressed support of the Resolution regarding asylum seekers fleeing gender-based persecution and domestic violence (File No. 191155).

Speaker; expressed support of the Resolution regarding asylum seekers fleeing gender-based persecution and domestic violence (File No. 191155).

Speaker; expressed support of the Resolution regarding asylum seekers fleeing gender-based persecution and domestic violence (File No. 191155).

Speaker; expressed support of the Resolution regarding asylum seekers fleeing gender-based persecution and domestic violence (File No. 191155).

Otto Duffy; shared concerns regarding open government.

Edward; shared concerns regarding small business taxes and the need for funding.

Charles Pitts; shared concerns regarding homeless encampments and navigation centers.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

191154 [Urging the Governor to Issue a Statement Affirming the Validity of the Department of Homeland Security's Extension of Temporary Protected Status Documentation]

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

Resolution urging the Governor of California to issue a statement affirming the validity of the Department of Homeland Security's recent extension of Temporary Protected Status (TPS) related documentation, including employment authorization documents, for TPS beneficiaries.

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

ADOPTED

191141 [Final Map 9757 - 2338-2356 19th Avenue]

Motion approving Final Map 9757, a two residential unit condominium project within each of lots 1 through 5, located at 2338-2356 19th Avenue, being a subdivision of Assessor's Parcel Block No. 2347, Lot Nos. 032, 033, 034, 035, and 036; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M19-165

APPROVED

191142 [Final Map 9823 - 1452-1458 Broadway Street]

Motion approving Final Map 9823, an eight residential unit new condominium project, located at 1452-1458 Broadway Street, being a subdivision of Assessor's Parcel Block No. 0572, Lot No. 013; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M19-166

APPROVED

191143 [Final Map 9829 - 2346 Lombard Street]

Motion approving Final Map 9829, a six residential unit and two commercial unit, mixed-use condominium project, located at 2346 Lombard Street, being a subdivision of Assessor's Parcel Block No. 0489, Lot No. 015; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M19-167

APPROVED

191144 [Final Map 9840 - 1145 Polk Street]

Motion approving Final Map 9840, a 54 residential unit and four commercial unit, mixed-use condominium project, located at 1145 Polk Street, being a subdivision of Assessor's Parcel Block No. 0691, Lot No. 001; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M19-168

APPROVED

191145 [Final Map 9217 - 130-132 Turk Street]

Motion approving Final Map 9217, a nine residential unit and one commercial unit, mixed-use condominium project, located at 130-132 Turk Street, being a subdivision of Assessor's Parcel Block No. 0339, Lot No. 006; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M19-169

APPROVED

191147 [Final Map 9705 - 502-7th Street]

Motion approving Final Map 9705, a 16 residential unit condominium project, located at 502-7th Street, being a subdivision of Assessor's Parcel Block No. 3780, Lot No. 001; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M19-170

APPROVED

191159 [Closed Session - Existing Litigation - Pacific Gas and Electric Company - December 10, 2019]

Motion that the Board of Supervisors convene in closed session on December 10, 2019, pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1), for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation in which the City is a petitioner and Pacific Gas & Electric Company is an adverse party: In re: PG&E Corporation and Pacific Gas & Electric Company, United States Bankruptcy Court, Northern District of California, Case No. 19-30088-DM, filed January 29, 2019; Federal Energy Regulatory Commission Case No. EL19-38-000, filed January 28, 2019; Federal Energy Regulatory Commission Case No. ER18-1482-000, filed April 30, 2018; Federal Energy Regulatory Commission Case No. ER18-1102-000, filed March 15, 2018; Federal Energy Regulatory Commission Case No. ER18-790-000, filed, February 2, 2018; Federal Energy Regulatory Commission Case No. ER18-768-000, filed January 31, 2018; Federal Energy Regulatory Commission Case No. ER18-198-000, filed October 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2406-000, filed August 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2181-000, filed July 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2204, filed July 31, 2017; Federal Energy Regulatory Commission Case No. ER17-1509-000, filed May 1, 2017; Federal Energy Regulatory Commission Case No. ER17-910-000, filed January 31, 2017; Federal Energy Regulatory Commission Case No. EL15-3-000, filed October 10, 2014; Federal Energy Regulatory Commission Case No. ER15-702-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-703-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-704-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-705-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-735-000, filed December 23, 2014; California Public Utilities Commission Case No. I.15-08-019, filed February 25, 2015; California Public Utilities Commission Case No. R.18-10-007, filed October 25, 2018; and California Public Utilities Commission Case No. R.19-01-006, filed January 10, 2019. (Clerk of the Board)

Motion No. M19-171

APPROVED

The foregoing items were acted upon by the following vote:

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

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Mandelman requested that File No. 191153 be severed so that it may be considered separately.

191153 [United Against Hate Week - November 17 to 23, 2019]

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

Resolution declaring the week of November 17 to 23, 2019, as United Against Hate Week in the City and County of San Francisco.

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

ADOPTED by the following vote:

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

Supervisor Ronen requested that File No. 191155 be severed so that it may be considered separately.

191155 [Affirming San Francisco's Support for Asylum Seekers Fleeing Gender-Based Persecution and Domestic Violence]

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

Resolution affirming San Francisco's support for asylum-seeking residents fleeing gender-based persecution and condemning the federal government's administrative decision undermining asylum protections for survivors of domestic violence.

Supervisors Mar and Brown requested to be added as co-sponsors.

ADOPTED by the following vote:

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

President Yee requested that File No. 191158 be severed so that it may be considered separately.

191158 [World Children's Day - November 20, 2019 - Affirming San Francisco's Commitment to the United Nations Convention on the Rights of the Child]

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

Resolution declaring November 20, 2019, World Children's Day in the City and County of San Francisco, and affirming the City and County's commitment to the United Nations Convention of the Rights of Children.

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

Supervisor Yee, seconded by Supervisor Peskin, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 5, Line 16, by adding ' , particularly marginalized black and brown children and youth'. The motion carried by the following vote:

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

Resolution declaring November 20, 2019, World Children's Day in the City and County of San Francisco, and affirming the City and County's commitment to the United Nations Convention on the Rights of the Child.

ADOPTED AS AMENDED by the following vote:

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

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

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

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

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

191137 [Settlement of Lawsuit - Academy of Art University - City to Receive \$57,960,000]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco and the People of the State of California against the Stephens Institute and 23 of its affiliated limited liability companies (collectively "Academy") that owned properties in San Francisco, in People v. Stephens Institute, et. al, San Francisco Superior Court Number CGC-16-551832; the lawsuit alleged that the Academy had violated the City's Administrative Code, Planning Code, and Building Code, and the State Unfair Competition Law, Business and Professions Code, Section 17200 et seq.; under the settlement, the Academy agrees to: bring its existing uses into compliance with the Planning Code; relocate existing uses or change uses in buildings in accordance with applicable laws in those limited instances where the Planning Department has determined that legalization is not appropriate; compensate the People and the City for alleged past violations by paying approximately \$58,000,000 including providing affordable housing public benefits to the City in the amount of \$37,600,000 and a payment of approximately \$8,200,000 to the City's Small Sites Fund; and work cooperatively with the City in planning for future growth in a manner that accounts for the urban nature of the Academy's campus, without adversely impacting the City's affordable or rent-controlled housing stock, or burdening its transportation system, including, as a part of that plan, building new housing, or converting existing buildings, for its students on property that is zoned for such use. (City Attorney)

11/08/19; RECEIVED FROM DEPARTMENT.

11/19/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

191138 [Settlement of Lawsuit - Manconia Green - \$82,500]

Ordinance authorizing settlement of the lawsuit filed by Manconia Green against the City and County of San Francisco for \$82,500; the lawsuit was filed on July 25, 2017, in the San Francisco County Superior Court, Case No. CGC-17-560392; entitled Manconia Green v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

11/08/19; RECEIVED FROM DEPARTMENT.

11/19/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

191139 [Donation of Retired Ambulance to City College of San Francisco]

Resolution authorizing the Fire Department to donate a retired ambulance to the City College of San Francisco's Emergency Medical Services Academy. (Fire Department)

11/07/19; RECEIVED FROM DEPARTMENT.

11/19/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

191140 [Prevailing Wage Rates - Various Workers Pursuant to Administrative Code, Section 6.22(e) and Sections 21C.1 through 21C.11]

Resolution fixing prevailing wage rates for 1) workers performing work under City contracts for public works and improvements; 2) workers performing work under City contracts for janitorial services; 3) workers performing work in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; 4) workers engaged in theatrical or technical services for shows on property owned by the City; 5) workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City; 6) workers performing moving services under City contracts at facilities owned or leased by the City; 7) workers engaged in exhibit, display, or trade show work at special events on property owned by the City; 8) workers engaged in broadcast services on property owned by the City; 9) workers engaged in loading or unloading into or from a commercial vehicle on City property of materials, goods, or products in connection with a show or special event, or engaged in driving a commercial vehicle into which or from which materials, goods, or products are loaded or unloaded on City property in connection with a show or special event; 10) workers engaged in security guard services under City contracts or at facilities or on property owned or leased by the City; and 11) motor bus service contracts. (Civil Service Commission)

11/08/19; RECEIVED FROM DEPARTMENT.

11/19/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour 5:17 p.m.