



# 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, February 25, 2020 - 2:00 PM

#### Regular Meeting

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NORMAN YEE, PRESIDENT  
SANDRA LEE FEWER, MATT HANEY, RAFAEL MANDELMAN, GORDON MAR, AARON  
PESKIN, DEAN PRESTON, HILLARY RONEN, AHSHA SAFAI, CATHERINE STEFANI,  
SHAMANN WALTON

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at [www.sfbos.org](http://www.sfbos.org)

#### BOARD COMMITTEES

##### Committee Membership

**Budget and Appropriations Committee**  
Supervisors Fewer, Walton, Mandelman, Yee, Ronen

**Budget and Finance Committee**  
Supervisors Fewer, Walton, Mandelman

**Government Audit and Oversight Committee**  
Supervisors Mar, Peskin, Haney

**Joint City, School District, and City College Select Committee**  
Supervisors Haney, Fewer, Mar (Alt), Commissioners Moliga, Collins, Cook (Alt),  
Trustees Randolph, Williams, Selby (Alt)

**Land Use and Transportation Committee**  
Supervisors Peskin, Safai, Preston

**Public Safety and Neighborhood Services Committee**  
Supervisors Mandelman, Stefani, Walton

**Rules Committee**  
Supervisors Ronen, Stefani, Mar

##### Meeting Days

Wednesday  
1:00 PM

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.

## 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.

**LAPTOP COMPUTER FOR PRESENTATIONS:** Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

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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.

**LANGUAGE INTERPRETERS:** Language services are available in Spanish, Chinese and Filipino at all regular and special Board and Committee meetings if made at least 48 hours in advance of the meeting to help ensure availability. For more information or to request services: Contact Wilson Ng at (415) 554-5184.

所有常規及特別市參事委員會會議 (Board meetings) 除委員會會議 (Committee meetings) 將予以提供西班牙文, 菲律賓文, 及中文的語言服務, 但須在會議前最少48小時作出請求, 旨在確保服務屆時可予以提供。更多資訊或請求有關服務, 請致電 (415) 554-7719 聯絡 Linda Wong.

**AVISO EN ESPAÑOL:** Los servicios de idiomas están disponibles en español, chino, y filipino en todas las reuniones regulares y reuniones especiales de la Junta, de los Comités, si se solicita por lo menos 48 horas antes de la reunión para ayudar a garantizar su disponibilidad. Para más información o solicitar servicios, por favor contactar a (415) 554-5184.

**PAUNAWA:** Mayroong serbisyong pang-wika sa Espanyol, Intsik at Tagalog para sa lahat ng mga regular at espesyal na pulong ng Board, at Komite ng Board. Sa kasalukuyan, mayroong serbisyo sa wikang Filipino na maaaring i-request sa pinakmababa na di bababa sa 48 oras bago ang pulong upang matiyak na matutugunan and inyong kahilingan. Para sa karagdagang impormasyon o para humiling ng serbisyo pang-wika, tawagan lamang ang (415) 554-5184.

### **Disability Access**

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SFGovTV, the Government Channel 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact (415) 554-5184 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 5R, 6, 7, 7R, 7X, 9, 9R, 19, 21, 47, and 49. For more information about MUNI accessible services, call (415) 701-4485. There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

### **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 [sothf@sfgov.org](mailto:sothf@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>

### **Ethics 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>.

Under Campaign and Governmental Conduct Code, Section 1.127, no person or entity with a financial interest in a land use matter pending before the Board of Appeals, Board of Supervisors, Building Inspection Commission, Commission on Community Investment and Infrastructure, Historic Preservation Commission, Planning Commission, Port Commission, or the Treasure Island Development Authority Board of Directors, may make a campaign contribution to a member of the Board of Supervisors, the Mayor, the City Attorney, or a candidate for any of those offices, from the date the land use matter commenced until 12 months after the board or commission has made a final decision, or any appeal to another City agency from that decision has been resolved. For more information about this restriction, visit [sfethics.org](http://sfethics.org).

## ROLL CALL AND PLEDGE OF ALLEGIANCE

## COMMUNICATIONS

## APPROVAL OF MEETING MINUTES

Approval of the [January 7, 2020](#), and [January 14, 2020](#), Board Meeting Minutes.

## 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 and 2

### Recommendations of the Land Use and Transportation Committee

Present: Supervisors Peskin, Safai, Preston

1. [190355](#) **[Planning Code - Authorizing Interim Activities at Development Sites]**  
**Sponsors: Mayor; Haney**  
 Ordinance amending the Planning Code to enable the use of development project sites during the project approval and entitlement process by authorizing the Planning Department to authorize certain interim activities at development project sites as Temporary Uses for up to 36 months, subject to extension at the discretion of the Planning Director in increments for up to a maximum possible total of 24 additional months; adopting 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 convenience, necessity, and welfare under Planning Code, Section 302.

01/07/2020; RE-REFERRED to the Land Use and Transportation Committee.

02/11/2020; PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

2. [191281](#) **[Administrative Code - Tenant Buyout Agreements]**  
**Sponsors: Ronen; Preston, Fewer, Haney, Peskin, Walton and Mandelman**  
Ordinance amending the Administrative Code to (1) classify certain types of unlawful detainer settlement agreements as “Buyout Agreements,” (2) require the Rent Board to provide more information on the disclosure form that landlords must give to tenants before buyout negotiations commence, (3) require landlords to give the disclosure form to tenants a certain number of days before the Buyout Agreement is executed and to verify to the Rent Board that the disclosures were provided, (4) require landlords to include in the final Buyout Agreement identifying information about the location of the unit, and (5) allow a tenant to invalidate any provision of the Buyout Agreement in which the tenant waived their rights if the landlord did not timely file the Buyout Agreement with the Rent Board.

02/11/2020; 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 Peskin, Safai, Preston*

3. [190973](#) **[Health Code - Approving a New Location for a Permittee’s Medical Cannabis Dispensary Permit]**

**Sponsor: Haney**

Ordinance amending the Health Code to authorize the Director of the Department of Public Health to allow an existing Medical Cannabis Dispensary permittee to operate under that permit at a new location, provided the permittee has been verified by the Office of Cannabis as an Equity Applicant under the Police Code, the permittee, if a natural person, or a natural person who is a verified Equity Applicant, was identified as an applicant or as a person who would be “engaged in the management of the medical cannabis dispensary,” on the original Article 33 permit application submitted on or before January 5, 2018, the permittee has been evicted from the location associated with the permit or been notified by the landlord that the lease would be terminated or not renewed, the new location has an existing authorization for Medical Cannabis Dispensary Use, the permittee has complied with all requirements of Article 33 of the Health Code (the Medical Cannabis Act) with respect to the new location, and the permittee satisfies the provisions of Article 33 regarding authorization by the Office of Cannabis to sell Adult Use Cannabis; and affirming the Planning Department’s determination under the California Environmental Quality Act.

02/04/2020; CONTINUED ON FIRST READING.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**Referred Without Recommendation from the Land Use and Transportation Committee**

*Present: Supervisors Peskin, Safai, Preston*

4. [191181](#) **[Street Vacation - Vallejo Street and Davis Street Right-of-Ways - Teatro ZinZanni Development Project]**  
**Sponsor: Mayor**  
Ordinance ordering the vacation of streets on a portion of the Vallejo Street right-of-way, generally bounded by Assessor's Parcel Block No. 0138, Lot No. 001, and Assessor's Parcel Block No. 0139, Lot No. 002, between Davis Street and The Embarcadero and a portion of the Davis Street right-of-way as part of improvements for the Teatro ZinZanni hotel, entertainment venue, and public open space project; making findings about the Mitigated Negative Declaration under the California Environmental Quality Act; adopting findings that the actions contemplated in this Ordinance are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection with this Ordinance, as defined herein.
- 02/11/2020; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

**Recommendation of the Rules Committee**

*Present: Supervisors Ronen, Stefani, Mar*

5. [191258](#) **[Administrative Code - Hotel Conversion Ordinance]**  
**Sponsor: Peskin**  
Ordinance repealing Ordinance Nos. 38-17 and 102-19, and reenacting certain provisions by amending the Administrative Code to update the Hotel Conversion Ordinance, including: adding or refining definitions of comparable unit, conversion, and low-income household; revising procedures for permits to convert residential units; harmonizing fees and penalty provisions with the Building Code; eliminating seasonal short-term rentals for residential hotels that have violated provisions of the Hotel Conversion Ordinance in the previous year; authorizing the Department of Building Inspection to issue administrative subpoenas; and affirming the Planning Department's determination under the California Environmental Quality Act.
- 02/04/2020; CONTINUED ON FIRST READING.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

*Present: Supervisors Fewer, Walton, Mandelman*

6. [200006](#) **[Airport Professional Services Agreement Modification - SITA Information Networking Computing USA, Inc. - Airport's Shared Use Passenger Processing Systems - Not to Exceed \$15,894,796]**  
Resolution approving Modification No. 1 to Contract No. 11211.51, support of the Airport's Shared Use Passenger Processing Systems, with SITA Information Networking Computing USA, Inc., to increase the contract amount by \$5,928,253 for a new not to exceed amount of \$15,894,796 with no change to the contract term that expires on December 31, 2023, to commence upon approval by the Board of Supervisors, pursuant to Charter, Section 9.118(b). (Airport Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
7. [200043](#) **[Lease of Real Property - TC II 888 Post, LLC - 888 Post Street - Base Annual Rent \$1,500,000 - Landlord Work \$5,000,000]**  
**Sponsors: Mayor; Peskin**  
Resolution approving and authorizing the Director of Property, on behalf of the Department of Homelessness and Supportive Housing, to lease real property located at 888 Post Street, for an initial term of 20 years anticipated to commence on October 1, 2020, from TC II 888 Post, LLC, at a base rent of \$1,500,000 per year, increasing at 3% per year; authorizing the City's contribution of up to \$5,000,000 towards the cost of landlord work; authorizing the Director of Property, under certain conditions, to negotiate and enter into future subleases, including with Goodwill Industries of San Francisco, San Mateo and Marin Counties, Inc. as a subtenant; authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of the Lease and this Resolution, as defined herein, including allowing the City to increase its contribution towards the cost of the landlord work, subject to future appropriation of funds, as defined herein; finding the proposed transaction is in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings under the California Environmental Quality Act. (Department of Homelessness and Supportive Housing)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**



8. [200062](#) **[Agreement - HDR Engineering, Inc. - Specialized and Technical Services for Natural Resources and Watershed Management and Monitoring - Not to Exceed \$11,000,000]**  
Resolution authorizing the General Manager of the Public Utilities Commission to execute Agreement No. PRO.0138.A with HDR Engineering, Inc. for planning, design, and possibly engineering support, with an agreement amount not to exceed \$11,000,000 with a term not to exceed 11 years, for a period anticipated to commence on April 16, 2020, through April 15, 2031, pursuant to Charter, Section 9.118(b). (Public Utilities Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
9. [200063](#) **[Agreement - AECOM Technical Services, Inc. - Specialized and Technical Services for Natural Resources and Watershed Management and Monitoring - Not to Exceed \$11,000,000]**  
Resolution authorizing the General Manager of the Public Utilities Commission to execute Agreement No. PRO.0138.C with AECOM Technical Services, Inc. for planning, design, and possibly engineering support with an agreement amount not to exceed \$11,000,000 for a term not to exceed 11 years, anticipated to commence on April 16, 2020, through April 15, 2031, pursuant to Charter, Section 9.118(b). (Public Utilities Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
10. [200046](#) **[Accept and Expend Grant - FY 2018 Better Utilizing Investments to Leverage Development Transportation Discretionary Grant - United States Department of Transportation - Better Market Street Phase 1 - \$15,000,000]**  
**Sponsor: Mayor**  
Resolution authorizing Public Works to accept and expend a grant in the amount of \$15,000,000 from the United States Department of Transportation for the FY 2018 Better Utilizing Investments to Leverage Development Transportation Discretionary Grant to fund the construction of the Public Works' Better Market Street Phase 1 project for the period of June 2020 through June 2025. (Public Works)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
11. [200091](#) **[Accept and Expend In-Kind Grants - San Francisco Public Health Foundation - Ross Recreation - Playground Equipment and Materials - Bay View Playground - Valued Up to \$180,000]**  
**Sponsors: Mayor; Walton**  
Resolution authorizing the Recreation and Park Department to accept in-kind grants from the San Francisco Public Health Foundation for playground equipment and materials for improvements from Ross Recreation for improvements to the Bay View Playground valued up to \$180,000. (Recreation and Park Department)
- Question: Shall this Resolution be ADOPTED?**



12. [200094](#) **[Standard Agreements, Accept and Expend Grant - California Department of Housing and Community Development Affordable Housing and Sustainable Communities Program - 500 Turk Street Project - \$20,000,000]**  
**Sponsor: Mayor**  
Resolution authorizing the Mayor's Office of Housing and Community Development (MOHCD) to execute the Standard Agreements with the California Department of Housing and Community Development (HCD) under the Affordable Housing and Sustainable Communities Program for a total award of \$20,000,000 including \$13,700,000 disbursed by HCD as a loan to Turk 500 Associates L.P. for a 100% affordable housing project at 500 Turk Street and \$6,300,000 to be disbursed as a grant to the City public transportation improvements near 500 Turk Street, for the period starting on the execution date of the Standard Agreements through June 30, 2039; and authorizing MOHCD to accept and expend a grant of \$6,300,000 for transportation, bicycle, and pedestrian improvements, and other transit oriented programming and improvements approved by HCD. (Mayor's Office of Housing and Community Development)
- Question: Shall this Resolution be ADOPTED?**
13. [200092](#) **[Accept and Expend Grant - Retroactive - United States Department of Health and Human Services National Institutes of Health - Magee-Womens Research Institute and Foundation - Leadership and Operations Center (LOC): Microbicide Trials Network - \$134,610]**  
**Sponsors: Mayor; Mandelman**  
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$134,610 from the United States Department of Health and Human Services National Institutes of Health through the Magee-Womens Research Institute and Foundation for participation in a program, entitled "Leadership and Operations Center (LOC): Microbicide Trials Network," for the period of December 1, 2019, through November 30, 2020. (Public Health Department)
- Question: Shall this Resolution be ADOPTED?**
14. [200093](#) **[Accept and Expend Grant - Retroactive - California Department of Public Health - Overdose Prevention Program in Single Room Occupancy Hotel (SRO) - \$700,000]**  
**Sponsors: Mayor; Haney**  
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$700,000 from the California Department of Public Health for participation in a program, entitled "Overdose Prevention Program in Single Room Occupancy Hotel (SRO)," for the period of February 1, 2020, through January 30, 2022. (Public Health Department)
- Question: Shall this Resolution be ADOPTED?**
15. [200096](#) **[Accept and Expend Grant - Retroactive - California Department of Insurance - Automobile Insurance Fraud Program - \$201,447]**  
**Sponsor: Safai**  
Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of \$201,447 from the California Department of Insurance for the Automobile Insurance Fraud Program for the grant period of July 1, 2019, through June 30, 2020.
- Question: Shall this Resolution be ADOPTED?**

16. [200097](#) **[Accept and Expend Grant - Retroactive - California Department of Insurance - Workers' Compensation Insurance Fraud Program - \$850,327]**

**Sponsor: Safai**

Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of \$850,327 from the California Department of Insurance for the Workers' Compensation Insurance Fraud Program for the grant period of July 1, 2019, through June 30, 2020.

**Question: Shall this Resolution be ADOPTED?**

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

*Present: Supervisors Mar, Peskin, Haney*

17. [191074](#) **[Administrative Code - Crime Victim Data Reporting]**

**Sponsors: Mar; Fewer, Safai, Haney and Peskin**

Ordinance amending the Administrative Code to require the Police Department to regularly report certain crime victim data pertaining to victims of Hate Crimes and other specified crimes (Assault, Aggravated Assault, Child and Elder Abuse, Sexual Assault, First and Second Degree Burglary, Theft, Motor Vehicle Theft, Robbery, Battery, Vandalism, Domestic Violence, Manslaughter, and Murder).

(Fiscal Impact)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**Recommendations of the Public Safety and Neighborhood Services Committee**

*Present: Supervisors Mandelman, Stefani, Walton*

18. [191184](#) **[Police Code - Gun Violence Restraining Orders]**

**Sponsors: Stefani; Yee, Mandelman and Walton**

Ordinance amending the Police Code to require the Police Department to obtain Gun Violence Restraining Orders in certain circumstances.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

19. [191308](#) **[Liquor License - One Ferry Building - Shack15]**

Resolution determining that the issuance of a Type-57 special on-sale general beer, wine, and distilled spirits liquor license to MG-SC, LLC, doing business as Shack15, located at One Ferry Building, Suite 201 (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)

**Question: Shall this Resolution be ADOPTED?**

**Recommendations of the Rules Committee**

*Present: Supervisors Ronen, Stefani, Mar*

- 20. [191279](#) **[Administrative Code - Designation Under Health Insurance Portability and Accountability Act (HIPAA)]**  
**Sponsors: Mayor; Mandelman, Ronen and Mar**  
Ordinance amending the Administrative Code to designate the City and County of San Francisco (“City”) as a hybrid entity under the Health Insurance Portability and Accountability Act of 1996 (“HIPAA”); to require the City Administrator to prepare a report identifying those City departments, and/or divisions thereof, that would qualify as covered entities or business associates under HIPAA, for approval by resolution of the Board of Supervisors; and to require the City Administrator to develop, maintain, and administer a citywide HIPAA compliance policy.  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
  
- 21. [200136](#) **[Appointments, Graffiti Advisory Board - Devin Jones, Darcy Brown, and Daniel Kling]**  
Motion appointing Devin Jones, Darcy Brown and Daniel Kling, terms ending April 10, 2021, to the Graffiti Advisory Board. (Rules Committee)  
**Question: Shall this Motion be APPROVED?**

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

**SPECIAL ORDER 3:00 P.M.**

**Board of Supervisors Sitting as a Committee of the Whole**

- 22. [200036](#) **[Hearing - Committee of the Whole - Findings and Recommendations of Law Enforcement Staffing Numbers - February 25, 2020, at 3:00 p.m.]**  
**Sponsor: Yee**  
Hearing of the Board of Supervisors sitting as a Committee of the Whole on February 25, 2020, at 3:00 p.m., for the Members of the Board of Supervisors to hear and receive specific findings and recommendations regarding police staffing citywide; scheduled pursuant to Motion No. M20-004, approved January 14, 2020; and requesting the Police Department, Controller, and the Budget and Legislative Analyst to report.  
**Question: Shall this Hearing be HEARD AND FILED?**

**Committee of the Whole Adjourn and Report**

## 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.

(The Planning Department's determination that the project is exempt from a Community Plan Evaluation was rescinded on February 18, 2020; therefore, this appeal matter is no longer valid for consideration.)

### 23. 200054 [Hearing - Appeal of Determination of Community Plan Evaluation - 2300 Harrison Street]

Hearing of persons interested in or objecting to a Community Plan Evaluation by the Planning Department under the California Environmental Quality Act issued on April 30, 2019, for the proposed project at 2300 Harrison Street, approved on December 12, 2019, to allow demolition of an existing surface parking lot and construction of a six-story over basement garage, 75-foot tall, 77,365 square foot, vertical addition to an existing three-story, 42-foot tall, 68,538 square foot office building, resulting in a mixed-use building with 24 dwelling units consisting of 14 one-bedroom and 10 two-bedroom units, 27,017 square feet of additional office space, 2,483 square feet of ground floor retail, 1,117 square feet of ground floor arts activities/retail space, 31 additional Class 1 bicycle parking spaces, eight Class 2 bicycle parking spaces, and a total of 41 off-street parking spaces within the UMU (Urban Mixed-Use) Zoning District and a 68-X Height and Bulk District. (District 9) (Appellant: Carlos Bocanegra) (Filed January 13, 2020) (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.)**

- 24. [200055](#) **[Affirming the Community Plan Evaluation - 2300 Harrison Street]**  
 Motion affirming the determination by the Planning Department that a proposed project at 2300 Harrison Street is exempt from further environmental review under a Community Plan Evaluation. (Clerk of the Board)

**Question: Shall this Motion be APPROVED?**

- 25. [200056](#) **[Conditionally Reversing the Community Plan Evaluation - 2300 Harrison Street]**  
 Motion conditionally reversing the determination by the Planning Department that a proposed project at 2300 Harrison Street is exempt from further environmental review under a Community Plan Evaluation, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

**Question: Shall this Motion be APPROVED?**

- 26. [200057](#) **[Preparation of Findings to Reverse the Community Plan Evaluation - 2300 Harrison Street]**  
 Motion directing the Clerk of the Board to prepare findings reversing a Community Plan Evaluation determination by the Planning Department that a proposed project at 2300 Harrison Street is exempt from further environmental review under a Community Plan Evaluation. (Clerk of the Board)

**Question: Shall this Motion be APPROVED?**

**COMMITTEE REPORTS**

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

*The following items will be considered by the Government Audit and Oversight Committee at a Regular Meeting on Thursday, February 20, 2020, at 10:00 a.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, February 25, 2020.*

- 27. [200117](#) **[Resolution of Intention - Establishing the Mission Rock Special Tax District No. 2020-1 (Mission Rock Facilities and Services) - April 7, 2020, at 3:00 p.m.]**  
**Sponsor: Mayor**  
 Resolution declaring the intention to establish the City and County of San Francisco Special Tax District No. 2020-1 (Mission Rock Facilities and Services) 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 April 7, 2020, at 3:00 p.m.; determining other matters in connection therewith, as defined herein; and making findings under the California Environmental Quality Act.

**Question: Shall this Resolution be ADOPTED?**

28. [200118](#) **[Resolution of Intention - Incurring Bonded Indebtedness and Other Debt for Mission Rock Special Tax District No. 2020-1 (Mission Rock Facilities and Services) - Not to Exceed \$3,700,000,000 - April 7, 2020, at 3:00 p.m.]**

**Sponsor: Mayor**

Resolution declaring the intention to incur bonded indebtedness and other debt in an aggregate principal amount not to exceed \$3,700,000,000 for the City and County of San Francisco Special Tax District No. 2020-1 (Mission Rock Facilities and Services); ordering and setting a time and place for a public hearing of the Board of Supervisors, sitting as a Committee of the Whole, on April 7, 2020, at 3:00 p.m.; and determining other matters in connection therewith, as defined herein.

**Question: Shall this Resolution be ADOPTED?**

29. [200145](#) **[Authority to Award Grant - Edgewood Center for Children and Families - Maintenance of Financial Solvency - \$350,000]**

**Sponsors: Mayor; Mar**

Resolution authorizing the Department of Public Health to award a one-time, limited term grant to Edgewood Center for Children and Families (Edgewood) for the purpose of maintaining the fiscal solvency of Edgewood, in an amount not to exceed \$350,000 for a period not to exceed 90-days, to commence following Board approval. (Public Health Department)

(Fiscal Impact)

**Question: Shall this Resolution be ADOPTED?**

30. **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.*

31. **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 32 through 35

32. [200148](#) **[Commitment to Monitor and Defend the Confidentiality of the 2020 Census Data Collection Efforts]**  
**Sponsors: Ronen; Haney, Mar, Fewer and Preston**  
Resolution affirming the City and County of San Francisco’s commitment to monitor 2020 Census data collection efforts for breaches of confidentiality and to defend the privacy of 2020 Census respondents against the possibility of such breaches.  
  
02/11/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**
33. [200150](#) **[Committee of the Whole - Controller’s Report on Cannabis Following Adult-Use Legalization - March 24, 2020, at 3:00 p.m.]**  
**Sponsor: Fewer**  
Motion directing the Clerk of the Board of Supervisors to schedule a Committee of the Whole hearing on March 24, 2020, at 3:00 p.m., for the Members of the Board of Supervisors to hold a public hearing to consider the specific findings and recommendations from the Controller’s Office regarding the cannabis industry in San Francisco.  
  
02/11/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Motion be APPROVED?**
34. [200151](#) **[Committee of the Whole - Disclosure Responsibilities of Board of Supervisors Under Federal Securities Laws - April 7, 2020, at 3:00 p.m.]**  
**Sponsor: Yee**  
Motion directing the Clerk of the Board of Supervisors to schedule a Committee of the Whole hearing on April 7, 2020, at 3:00 p.m., for the Members of the Board of Supervisors to receive educational training on their legal obligations under Federal securities laws with respect to any Official Statement approvals.  
  
02/11/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Motion be APPROVED?**



**35. [200159](#) [Amending Motion No. M18-058 - Withdrawing Budget and Legislative Analyst Services Audit of MTA Ridership, Revenues, and Congestion]**

**Sponsor: Peskin**

Motion amending Motion No. M18-058 to withdraw the request for the Budget and Legislative Analyst to conduct a performance audit in FY2018-2019 of the trends in Muni ridership and revenues, including reasons for declines in ridership and revenues compared to prior fiscal years, and the effectiveness of the Municipal Transportation Agency's policies in managing traffic congestion and the impact of traffic congestion on Muni.

02/12/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**

**36. 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](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****200164 [Contract Amendment - Richmond Area Multi-Services, Inc. - Behavioral Health Services - Adults, Older Adults, and Transitional Age Youth - Not to Exceed \$23,880,457]**

Resolution approving Amendment No. 1 to the agreement between Richmond Area Multi-Services, Inc. and the Department of Public Health for behavioral health services for adults, older adults, and Transitional Age Youth, to increase the agreement amount by \$13,885,229 for an amount not to exceed \$23,880,457; and to extend the term by three years, for a total agreement term of July 1, 2018, through June 30, 2023. (Public Health Department)

02/12/2020; RECEIVED FROM DEPARTMENT.

02/25/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**200165 [Contract Amendment - Richmond Area Multi-Services, Inc. - Behavioral Health Services - Children, Adolescents, and Their Families - Not to Exceed \$26,069,776]**

Resolution approving Amendment No. 1 to the agreement between Richmond Area Multi-Services, Inc. and the Department of Public Health for behavioral health services for children, adolescents, and their families, to increase the agreement amount by \$16,390,571 for an amount not to exceed \$26,069,776; and to extend the term by three years, for a total agreement term of July 1, 2018, through June 30, 2023. (Public Health Department)

02/12/2020; RECEIVED FROM DEPARTMENT.

02/25/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**200166 [Agreement - GEI Consultants, Inc. - Planning, Design, and Engineering Services - Not to Exceed \$11,000,000]**

Resolution authorizing the General Manager of the Public Utilities Commission to execute an Agreement with GEI Consultants, Inc. for planning, design, and possibly engineering support with an agreement amount not to exceed \$11,000,000 with a term not to exceed 11 years, for the anticipated period of April 2020 through April 2031, pursuant to Charter, Section 9.118(b). (Public Utilities Commission)

02/13/2020; RECEIVED FROM DEPARTMENT.

02/25/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**200173 [Petitions and Communications]**

Petitions and Communications received from February 3, 2020, through February 17, 2020, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on February 25, 2020.

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 Office of the Mayor, regarding the Mayoral Veto of the Ordinance appropriating \$2,700,000 of the General Reserve to support City College of San Francisco class reinstatement, upon condition of an executed agreement for this use in FY2019-2020. File No. 191261. Copy: Each Supervisor, (1)

From the Office of the Mayor, pursuant to Charter, Section 3.100(18), making the following appointments: Copy: Each Supervisor. (2)

    Toni Newman - Our City, Our Home Oversight Committee - term ending April 22, 2022

    Nelson Lum - Disability and Aging Services Commission - term ending January 15, 2024

From the Office of the Treasurer and Tax Collector, pursuant to California State Government Code, Section 53646, submitting the CCSF Pooled Investment Report, January 2020. Copy: Each Supervisor. (3)

From the Office of the Controller, pursuant to Charter, Section 3.105, submitting the FY2019-2020 Six Month Budget Status Report, which provides expenditure and revenue information and projections as of December 31, 2019. Copy: Each Supervisor. (4)

From the San Francisco Film Commission, submitting their Annual Report for FY2018-2019. Copy: Each Supervisor. (5)

From the Planning Department, pursuant to Planning Code, Section 306.7(i), submitting the six-month report for Resolution No. 355-19 regarding Interim Zoning Controls for conditional use authorization required for a change of use from Nighttime Entertainment to another use allowed in the defined South of Market Area. Copy: Each Supervisor. (6)

From the Public Utilities Commission, pursuant to Ordinance No. 26-19, submitting the Green Infrastructure Grant Program Report. Copy: Each Supervisor. (7)

From the Office of the Controller, regarding Ordinance No. 87-11, Excluding Stock-Based Compensation Payroll Expense, Tax Years 2011 through 2017. Copy: Each Supervisor. (8)

From California Fish and Game Commission, regarding a 15-day continuation notice for the Experimental Fishing Permit (EFP) Program (Phase I) regulations. Copy: Each Supervisor. (9)

From Pacific Gas and Electric, regarding a request to increase rates to reduce the impact of public safety power shutoffs and expand microgrids. Copy: Each Supervisor. (10)

From the California Department of Parks and Recreation, Office of Historic Preservation, regarding the Gran Oriente Filipino Hotel, determined to be eligible for the National Register of Historic Places. Copy: Each Supervisor. (11)

From the California Department of Parks and Recreation, Office of Historic Preservation, regarding the Japanese YWCA Listing in the National Register of Historical Places. Copy: Each Supervisor. (12)

From the California Public Utilities Commission, submitting notice of a project from Verizon Wireless. Copy: Each Supervisor. (13)

From the Department of Human Resources, submitting an Administrative Code, Chapter 12B, Waiver Request. Copy: Each Supervisor. (14)

From United Brotherhood of Carpenters and Joiners of America, Local Union No. 22, regarding Ordinance No. 153-19 regarding the Lease Agreement with Treasure Island Enterprises for the Treasure Island Marina. Copy: Each Supervisor. (15)

From Mary Rogus, regarding living conditions at 988 Howard Street. Copy: Each Supervisor. (16)

From concerned citizens, regarding the SFMTA Medallion Sales Program. 2 letters. Copy: Each Supervisor. (17)

From Junko Shimizu, regarding improvements to public transportation. Copy: Each Supervisor. (18)

From the San Francisco Public Utilities Commission, pursuant to Charter, Section 9.109, and Ordinance No. 143-18, submitting the Savings Report for the Series 2019 ABC Bonds (refunding) and the Series 2019 ABC Water Bonds. Copy: Each Supervisor. (19)

From B. Tullis, regarding additional Police Department support for taxpayers and businesses. Copy: Each Supervisor. (20)

From Michael Fernandez, regarding more land for housing in San Francisco. Copy: Each Supervisor. (21)

From Erika Rosenthal, regarding the project located at 95 Nordhoff Street. File No. 200067. Copy: Each Supervisor. (22)

From Paul Nisbett, regarding choices for an internet service provider in San Francisco. Copy: Each Supervisor. (23)

From Alaric Degrafinried, regarding the Resolution retroactively authorizing Public Works to accept and expend a grant of up to \$257,500 from the San Francisco Bay Area Rapid Transit District (BART) for the Pit Stop Public Toilet Program. File No. 191269. 2 letters. Copy: Each Supervisor. (24)

From concerned citizens, regarding rent relief for Single Room Occupancy tenants. 2 letters. Copy: Each Supervisor. (25)

From concerned citizens, regarding Ingleside Terrace flood concerns. Copy: Each Supervisor. (26)

From Ann Weber, regarding Lava Thomas' award, then withdrawal, to commission a monument to Maya Angelou for the San Francisco Public Library. Copy: Each Supervisor. (27)

From the San Francisco Police Department, pursuant to Administrative Code, Chapter 96A, submitting the 2019 fourth quarter Law Enforcement Reporting Requirement. Copy: Each Supervisor. (28)

## **ADJOURNMENT**