



# 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, July 25, 2017 - 2:00 PM

#### Regular Meeting

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LONDON BREED, PRESIDENT  
MALIA COHEN, MARK FARRELL, SANDRA LEE FEWER, JANE KIM, AARON PESKIN,  
HILLARY RONEN, AHSHA SAFAI, JEFF SHEEHY, KATY TANG, NORMAN YEE

Angela Calvillo, Clerk of the Board

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

#### BOARD COMMITTEES

##### Committee Membership

##### Meeting Days

<b>Budget and Finance Committee</b> Supervisors Cohen, Yee, Tang, Kim, Sheehy	Thursday 1:00 PM
<b>Budget and Finance Federal Select Committee</b> Supervisors Cohen, Sheehy, Fewer	2nd and 4th Thursday 1:05 PM
<b>Budget and Finance Sub-Committee</b> Supervisors Cohen, Yee, Tang	Thursday 10:00 AM
<b>Government Audit and Oversight Committee</b> Supervisors Kim, Peskin, Breed	1st and 3rd Wednesday 10:00 AM
<b>Land Use and Transportation Committee</b> Supervisors Farrell, Peskin, Tang	Monday 1:30 PM
<b>Public Safety and Neighborhood Services Committee</b> Supervisors Ronen, Sheehy, Fewer	2nd and 4th Wednesday 10:00 AM
<b>Rules Committee</b> Supervisors Safai, Fewer, Yee	2nd and 4th Wednesday 1:00 PM

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.

**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 and Chinese at all regular and special Board meetings, excluding Committee meetings. Currently, Filipino is available upon request if made at least 48 hours in advance of the meeting to help ensure availability. Additionally, requests for Board Committee meetings must be received at least 48 hours in advance of the meeting to help ensure availability. For more information or to request services: Contact Peggy Nevin 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）之外，將予以提供西班牙文及中文的語言服務。目前，菲律賓文將根據所收到的請求予以提供，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。另外，向市參事委員會會議請求有關服務亦須預先在會議前最少48小時作出，也將有助於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 y en chino en todas las reuniones regulares y reuniones especiales de la Junta, excluyendo las reuniones de los Comités. Actualmente, el idioma Filipino está disponible de ser requerido si se solicita por lo menos 48 horas antes de la reunión para ayudar a garantizar su disponibilidad. Adicionalmente, las solicitudes para las Reuniones de los Comités de la Junta deben ser recibidas por lo menos 48 horas antes de la reunión con el fin de ayudar a garantizar su disponibilidad. Para más información o solicitar servicios, por favor contactar a Derek Evans (415) 554-7702.

**PAUNAWA:** Mayroong serbisyong pang-wika sa Espanyol at Intsik para sa lahat ng mga regular at espesyal na pulong ng Board, pero wala para sa pulong ng mga Komite ng Board. Sa kasalukuyan, mayroong serbisyo sa wikang Filipino na maaaring i-request sa minimum na di bababa sa 48 oras bago ang pulong upang matiyak na matutugunan and inyong kahilingan. Dagdag pa, ang mga request para sa pulong ng Komite ng Board ay kailangang matanggap sa minimum na di bababa sa 48 oras bago ang pulong upang matiyak ang pagkakaroon nito. Para sa karagdagang impormasyon o para mag-request 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 [sotf@sfgov.org](mailto:sotf@sfgov.org)

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

### **Lobbyist Registration and Reporting Requirements**

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

## ROLL CALL AND PLEDGE OF ALLEGIANCE

## COMMUNICATIONS

## APPROVAL OF MEETING MINUTES

*Approval of the June 13, 2017, and June 20, 2017, Board Meeting Minutes, and the June 15, 2017, Special Meeting Minutes at the Budget and Finance Committee Rescheduled Meeting, which constituted a quorum of the Board of Supervisors.*

## AGENDA CHANGES

## CONSENT AGENDA

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

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

### Items 1 through 13

### Recommendation of the Budget and Finance Sub-Committee

*Present: Supervisors Cohen, Yee, Tang*

1. [170703](#) **[Business and Tax Regulations Code - Administration of Real Property Transfer Tax]**

**Sponsor: Breed**

Ordinance amending the Business and Tax Regulations Code to specify processes for the auditing, determination, and collection of real property transfer taxes, including among other things, taxpayer reporting requirements, authority to reject a document for recordation, authority to issue subpoenas for information, audit procedures, issuance of deficiency and jeopardy determinations, additional penalties for fraud or intent to evade taxes, collection of delinquent taxes by the Tax Collector and by liens on the property, and confidentiality of taxpayer information.

07/18/2017; PASSED ON FIRST READING.

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

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

*Present: Supervisors Kim, Peskin, Breed*

- 2.     **170728**     **[Settlement of Lawsuit - Barbara Burke and Miles Burke - \$65,000]**  
Ordinance authorizing settlement of the lawsuit filed by Barbara Burke and Miles Burke against the City and County of San Francisco for \$65,000; the lawsuit was filed on May 20, 2015, in San Francisco Superior Court, Case No. CGC-15-545917; entitled Barbara Burke and Miles Burke v. City and County of San Francisco, Does 1-10; the lawsuit involves personal injury from an alleged dangerous condition of public property. (City Attorney)  
  
07/18/2017; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**
  
- 3.     **170729**     **[Settlement of Lawsuit - San Francisco Apartment Association, et al. - \$130,440]**  
Ordinance authorizing settlement of the lawsuit filed by San Francisco Apartment Association, Coalition For Better Housing, and San Francisco Association of Realtors against the City and County of San Francisco for \$130,440; the lawsuit was filed on January 28, 2014, in San Francisco Superior Court, Case No. CPF-14-513452; entitled San Francisco Apartment Association, et al. v. City and County of San Francisco; the lawsuit involves a claim for attorney’s fees and costs following Petitioners’ challenge to Section 317(e)(4) of Ordinance No. 287-13 on the grounds it is preempted by the state Ellis Act. (City Attorney)  
  
07/18/2017; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**
  
- 4.     **170730**     **[Settlement of Lawsuit - Jose H. Lima Osorio - \$57,500]**  
Ordinance authorizing settlement of the lawsuit filed by Jose H. Lima Osorio against the City and County of San Francisco for \$57,500; the lawsuit was filed on March 9, 2016, in San Francisco Superior Court, Case No. CGC-16-550862; entitled Jose H. Lima Osorio v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injuries when plaintiff was struck by a vehicle while in the crosswalk. (City Attorney)  
  
07/18/2017; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

5. [170731](#) **[Settlement of Lawsuit - BHR Operations LLC, dba Crowne Plaza and dba Holiday Inn Fisherman's Wharf, et al. - \$1,613,554.74]**  
Ordinance authorizing settlement of two lawsuits filed by BHR Operations LLC, dba Crowne Plaza and dba Holiday Inn Fisherman's Wharf, et al. against the City and County of San Francisco for \$1,613,554.74 to be distributed as follows: BHR Operations LLC \$379,969.68, Hotel Nikko of San Francisco Inc. \$201,741.40, Datam S.F. LLC \$277,953.69, RP/Kinetic Parc 55 Owner, LLC \$25,601.63, S.F. Hilton LLC \$447,301.52, W2005 Argent Hotel Realty LLC \$42,857.19, British Airways Plc \$163,369.38, Cathay Pacific Airways Ltd \$74,760.25; the lawsuits were filed in San Francisco Superior Court, as Case No. CGC-10-498514 entitled BHR Operations LLC, dba Crowne Plaza and dba Holiday Inn Fisherman's Wharf, et al. v. City and County of San Francisco, et al. filed on April 9, 2010, and Case No. CGC-10-505526 entitled British Airways Plc v. City and County of San Francisco, et al. filed on November 19, 2010; other material terms of the settlement include the City's retaining transient occupancy taxes collected by the Tax Collector, and the plaintiffs' agreement to pay transient occupancy taxes in the future according to the Tax Collector's regulations; the lawsuits involve a dispute between the City and the hotel and airline industry about whether airline crew rooms are exempt from the City's transient occupancy tax. (City Attorney)
- 07/18/2017; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**
6. [170732](#) **[Settlement of Lawsuit - Betsy Isabel Ayala - \$75,000]**  
Ordinance authorizing settlement of the lawsuit filed by Betsy Isabel Ayala against the City and County of San Francisco for \$75,000; the lawsuit was filed on July 7, 2015, in San Francisco Superior Court, Case No. CGC-15-546742; entitled Betsy Isabel Ayala v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City street. (City Attorney)
- 07/18/2017; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**
7. [170753](#) **[Settlement of Lawsuit - Pedro Figueroa Zarceno - \$190,000]**  
Ordinance authorizing settlement of the lawsuit filed by Pedro Figueroa Zarceno against the City and County of San Francisco for \$190,000; the lawsuit was filed on January 17, 2017, in United States District Court for the Northern District of California, Case No. 17-cv-00229 JST; entitled Pedro Figueroa Zarceno v. City and County of San Francisco, et al.; the lawsuit involves unlawful arrest. (City Attorney)
- 07/18/2017; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**
8. [170794](#) **[Settlement of Lawsuit - Sarah Loomis - \$95,000]**  
Ordinance authorizing settlement of the lawsuit filed by Sarah Loomis against the City and County of San Francisco for \$95,000; the lawsuit was filed on February 19, 2016, in San Francisco Superior Court, Case No. CGC-16-550399; entitled Sarah Loomis v. Nathaniel David Mansker, City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from vehicle collision. (City Attorney)
- 07/18/2017; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

9. [170795](#) **[Settlement of Lawsuit - Sonia Meyerson - \$52,500]**  
Ordinance authorizing settlement of the lawsuit filed by Sonia Meyerson against the City and County of San Francisco for \$52,500; the lawsuit was filed on April 22, 2015, in San Francisco Superior Court, Case No. CGC-15-545451; entitled Sonia Meyerson v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City street. (City Attorney)

07/18/2017; PASSED ON FIRST READING.

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

10. [170797](#) **[Settlement of Lawsuit - Paula Ginsburg - \$225,000]**  
Ordinance authorizing settlement of the lawsuit filed by Paula Ginsburg against the City and County of San Francisco for \$225,000; the lawsuit was filed on February 17, 2016, in San Francisco Superior Court, Case No. CGC-16-550470; entitled Paula Ginsburg v. City and County of San Francisco, and Does 1 to 25, Inclusive; the lawsuit involves alleged personal injury on a City sidewalk adjacent to Alta Plaza Park. (City Attorney)

07/18/2017; PASSED ON FIRST READING.

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

11. [170734](#) **[Settlement of Unlitigated Claim - Everlane Inc. - \$117,726.22]**  
Resolution approving the settlement of the unlitigated claim filed by Everlane Inc. against the City and County of San Francisco for \$117,726.22; claim was filed on January 26, 2017; the claim involves property damage arising from flooding. (City Attorney)

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

12. [170735](#) **[Settlement of Unlitigated Claim - Adam Holm, dba Pseudo Studio - \$33,202.60]**  
Resolution approving the settlement of the unlitigated claim filed by Adam Holm, dba Pseudo Studio against the City and County of San Francisco for \$33,202.60; the claim was filed on February 21, 2017; the claim involves property damage arising from flooding. (City Attorney)

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

**Recommendation of the Land Use and Transportation Committee**

*Present: Supervisors Farrell, Peskin, Tang*

- 13. [170693](#) **[Planning Code - Child Care Facilities]**  
**Sponsors: Yee; Tang, Ronen, Farrell, Safai, Kim and Sheehy**  
 Ordinance amending the Planning Code to allow residential uses and Child Care Facility uses to share required open space; make Child Care Facilities principally permitted in all zoning districts except the Production, Distribution, and Repair (Light Industrial Buffer) (PDR-1-B), Production, Distribution, and Repair (General) (PDR-1-G), and Industrial (Light Industrial) (M-1) zoning districts where they would be conditionally permitted, and in the Production, Distribution, and Repair (Core Production, Distribution, and Repair) (PDR-2), and Industrial (Heavy Industrial) (M-2) zoning districts where they would not be permitted; remove certain notice requirements for Child Care Facilities; make other conforming changes to references to the definition of Child Care Facility; 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. (Planning Commission)  
  
 07/18/2017; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

**REGULAR AGENDA**

**UNFINISHED BUSINESS**

**From the Board**

- 14. [170834](#) **[Planning Code - Inclusionary Affordable Housing Fee and Dwelling Unit Mix Requirements]**  
**Sponsors: Breed; Kim, Safai, Peskin and Tang**  
 Ordinance amending the Planning Code to revise the amount of the Inclusionary Affordable Housing Fee and the On-Site and Off-Site Affordable Housing Alternatives and other Inclusionary Housing requirements; to require minimum dwelling unit mix in most residential districts; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of public necessity, convenience, and welfare under Planning Code, Section 302; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.  
  
 07/18/2017; DUPLICATED.  
  
 07/18/2017; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.  
  
 07/18/2017; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.  
  
 07/18/2017; PASSED ON FIRST READING AS AMENDED.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**



**Recommendations of the Budget and Finance Committee**

*(Pursuant to Charter, Section 9.100(b), the Board shall not adopt the Budget (Items 15 through 23) earlier than July 15th nor later than August 1st.)*

*Present: Supervisors Cohen, Tang, Sheehy*

**15. [170653](#) [Budget and Appropriation Ordinance for Departments - FYs 2017-2018 and 2018-2019]**

**Sponsor: Mayor**

Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of May 31, 2017, for the FYs ending June 30, 2018, and June 30, 2019.

(Fiscal Impact)

07/11/2017; AMENDED.

07/11/2017; CONTINUED AS AMENDED ON FIRST READING.

07/18/2017; PASSED ON FIRST READING.

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

**16. [170654](#) [Annual Salary Ordinance - FYs 2017-2018 and 2018-2019]**

**Sponsor: Mayor**

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2018, and June 30, 2019, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

(Fiscal Impact)

07/11/2017; CONTINUED ON FIRST READING.

07/18/2017; PASSED ON FIRST READING.

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

*Present: Supervisors Cohen, Yee, Tang, Sheehy, Peskin*

**17. [170093](#) [Planning Code - Establish Fee for Monitoring of Student Housing - Mayor's Office of Housing and Community Development]**

**Sponsor: Mayor**

Ordinance amending the Planning Code to establish a fee for the Mayor's Office of Housing and Community Development to monitor Student Housing; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of public convenience, necessity, and welfare under Planning Code, Section 302.

07/11/2017; CONTINUED ON FIRST READING.

07/18/2017; PASSED ON FIRST READING.

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

*Present: Supervisors Cohen, Yee, Tang, Kim, Sheehy*

**18. [170672](#) [Administrative Code - Board of Appeals Surcharges - Permit Fees]**

**Sponsor: Mayor**

Ordinance amending the Administrative Code to adjust existing surcharges on permit fees, license fees, permit review fees, and permit and license renewal fees for permits and licenses issued by the Planning Department, Department of Building Inspection, Department of Public Health, and Police Department that may be appealed to the Board of Appeals.

07/11/2017; CONTINUED ON FIRST READING.

07/18/2017; PASSED ON FIRST READING.

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

**19. [170676](#) [Neighborhood Beautification and Graffiti Clean-up Fund Tax Designation Ceiling - Tax Year 2017]**

**Sponsor: Mayor**

Ordinance adopting the Neighborhood Beautification and Graffiti Clean-up Fund Tax designation ceiling for tax year 2017.

07/11/2017; CONTINUED ON FIRST READING.

07/18/2017; PASSED ON FIRST READING.

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

*Present: Supervisors Cohen, Yee, Tang, Peskin*

20. [170679](#) **[Administrative Code - Arts Commission Contracting Authority]**  
**Sponsor: Mayor**  
Ordinance amending the Administrative Code to authorize the Arts Commission to contract for the development, fabrication, maintenance, conservation, removal, or installation of art work.

07/11/2017; CONTINUED ON FIRST READING.

07/18/2017; PASSED ON FIRST READING.

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

*Present: Supervisors Cohen, Tang, Sheehy, Peskin*

21. [170680](#) **[Business and Tax Regulations Code - Emergency Medical Services Fees]**  
**Sponsor: Mayor**  
Ordinance amending the Business and Tax Regulations Code to require that payment of emergency medical services fees be made to the Department of Public Health rather than the Department of Emergency Management.

07/11/2017; CONTINUED ON FIRST READING.

07/18/2017; PASSED ON FIRST READING.

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

22. [170681](#) **[Health Code - Patient Rates - FYs 2017-2018 and 2018-2019]**  
**Sponsor: Mayor**  
Ordinance amending the Health Code to set patient rates and other services provided by the Department of Public Health for patient and other services rendered, starting July 1, 2017, and continuing through June 30, 2019.

(Pursuant to Charter, Section A8.423, this matter requires three-fourths vote of the full membership of the Board of Supervisors (9 votes) for passage.)

07/11/2017; CONTINUED ON FIRST READING.

07/18/2017; PASSED ON FIRST READING.

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

*Present: Supervisors Cohen, Yee, Tang*

23. [170682](#) **[Fire Code - Fire Department Fees]**  
**Sponsor: Mayor**  
Ordinance amending the Fire Code to increase the fees for certain Fire Department services; and affirming the Planning Department's determination under the California Environmental Quality Act.

07/11/2017; CONTINUED ON FIRST READING.

07/18/2017; PASSED ON FIRST READING.

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

**Recommendation of the Budget and Finance Sub-Committee**

*Present: Supervisors Cohen, Yee, Sheehy*

**24. [170275](#) [Administrative Code - Establishing an Office of Cannabis and Extending the Term of the Cannabis State Legalization Task Force]**

**Sponsors: Sheehy; Cohen**

Ordinance amending the Administrative Code to establish an Office of Cannabis; to authorize the Director of the Office of Cannabis to issue permits to cannabis-related businesses; to direct the Director of the Office of Cannabis to collect permit application and annual license fees following the enactment of a subsequent ordinance establishing the amounts of those fees; and to extend the term of the Cannabis State Legalization Task Force.

(Fiscal Impact)

07/18/2017; NOT CONTINUED.

07/18/2017; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

07/18/2017; PASSED ON FIRST READING AS AMENDED.

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

**Recommendations of the Land Use and Transportation Committee**

*Present: Supervisors Farrell, Peskin, Tang*

**25. [170209](#) [Police Code - Bicycle Chop Shops]**

**Sponsor: Sheehy**

Ordinance amending the Police Code to prohibit the assembly, disassembly, sale, offer of sale, distribution, or offer of distribution on public property or public rights-of-way of bicycles and bicycle parts, under certain conditions and with certain exceptions; authorize the Police Department (SFPD) to seize bicycles and bicycle parts following violations of this prohibition; and require SFPD to return seized items to their rightful owners without charging any fees, except that SFPD may charge an impound fee if the rightful owner consented to or participated in the acts that led to the seizure.

(Supervisor Peskin dissented in committee.)

07/18/2017; CONTINUED ON FIRST READING.

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

26. [170692](#) **[General Plan Amendments - Implementing the City's Vision Zero Policy Regarding Pedestrian Safety]**

Ordinance amending the Transportation and Urban Design Elements of the General Plan to implement the City's Vision Zero policy regarding pedestrian safety; making findings, including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and affirming the Planning Department's determination under the California Environmental Quality Act. (Planning Commission)

07/18/2017; PASSED ON FIRST READING.

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

27. [170820](#) **[Planning Code - Valencia Street Neighborhood Commercial Transit District Zoning Control Table]**

**Sponsor: Mayor**

Ordinance amending the Planning Code to adopt the zoning control table for the Valencia Street Neighborhood Commercial Transit District, which was deleted inadvertently from Ordinance No. 129-17, the Article 7 Reorganization Ordinance; making environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public convenience, necessity, and welfare under Planning Code, Section 302.

07/18/2017; PASSED ON FIRST READING.

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

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

*Present: Supervisors Farrell, Peskin, Tang*

28. [170761](#) **[Public Works, Administrative Codes - Street Encroachment Permits and Maintenance Fund for Certain Permits]**

**Sponsor: Mayor**

Ordinance amending the Public Works Code to update provisions on street encroachment permits, establish appeals procedures and fees for such appeals, waive the annual public right-of-way occupancy assessment fee in lieu of the waiver for permit fee payment for certain permits, modify the street encroachment permit process for governmental entities, and create a temporary street encroachment permit for a maximum period of 30 months; amending the Administrative Code to establish an encroachment maintenance fund for permits where the permittee is not an adjacent property owner; and affirming the Planning Department's determination under the California Environmental Quality Act.

07/18/2017; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

07/18/2017; PASSED ON FIRST READING AS AMENDED.

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

## NEW BUSINESS

### Recommendations of the Budget and Finance Sub-Committee

*Present: Supervisors Cohen, Yee, Tang*

29. [170570](#) **[Memorandum of Understanding - Treasure Island Development Authority - Wastewater Treatment and Recycling Facilities - Treasure Island and Yerba Buena Island]**  
**Sponsor: Kim**  
Resolution approving and authorizing the execution of a Memorandum of Understanding between the Treasure Island Development Authority and the San Francisco Public Utilities Commission for proposed new wastewater treatment and recycled water treatment facilities to serve Treasure Island and Yerba Buena Island.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
30. [170574](#) **[Real Property Lease Amendment and Restatement - Pomeroy Recreation and Rehabilitation Center - 207 Skyline Boulevard]**  
**Sponsors: Yee; Farrell and Fewer**  
Resolution authorizing the Amendment and Restatement of Recreation Center For the Handicapped, Inc. (Original Tenant)'s lease of property from the City and County of San Francisco, to name successor entity of Original Tenant - Pomeroy Recreation and Rehabilitation Center, a California not-for-profit corporation (Tenant); exercising the 25-year extension under original lease, and include an additional 25-year extension period for Tenant's future use; and authorizing the Director of Property and/or the San Francisco Public Utilities Commission General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
31. [170586](#) **[Novation Agreement - MWH Americas, Inc. to Stantec Consulting Services, Inc. - Planning and Engineering Services Contract - Central Bayside System Improvement Project]**  
Resolution approving the novation of the San Francisco Public Utilities Commission (SFPUC) Agreement No. CS-169, for planning and engineering services for the Central Bayside System Improvement Project, from MWH Americas, Inc. to Stantec Consulting Services, Inc., and authorizing the SFPUC General Manager to negotiate and execute a Novation Agreement, pursuant to Charter, Section 9.118. (Public Utilities Commission)
- Question: Shall this Resolution be ADOPTED?**

32. [170649](#) **[Emergency Declaration - Replacement of Generators Serving Treasure and Yerba Buena Islands - Total Estimated Cost of \$1,660,050]**

Resolution approving an emergency declaration of the San Francisco Public Utilities Commission pursuant to Administrative Code, Section 21.15(c), for the replacement of two generators that serve Treasure and Yerba Buena Islands in the event of a significant loss of grid power; with a total estimated cost of \$1,660,050. (Public Utilities Commission)

(Fiscal Impact)

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

33. [170712](#) **[Accept and Expend Grant - San Franciscans for Sports and Recreation - Citywide Tennis Court Resurfacing Grant - \$864,000]**

**Sponsor: Sheehy**

Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant of up to \$864,000 from San Franciscans for Sports and Recreation to resurface up to 24 tennis courts in locations throughout the City for the project term of July 1, 2017, through October 30, 2020. (Recreation and Park Department)

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

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

*Present: Supervisors Kim, Peskin, Breed*

34. [170745](#) **[Real Property Lease - Evans Investment Partners, LLC - 752 Vallejo Street - \$40,125 Rent in the Base Year - Estimated \$62,819 Tenant Improvements Cost]**

**Sponsor: Peskin**

Resolution authorizing the Director of Property, on behalf of the Police Department, to execute a lease of 750 rentable square feet at 752 Vallejo Street, with Evans Investment Partners, LLC, for an initial term of five years plus one five-year option to extend, at a base-year rent expense to the City of \$40,125; construction of tenant improvements costing the City an estimated \$62,819; and finding the proposed transaction is in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

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

### **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

*(Hearing scheduled pursuant to Motion No. 198-17 (File No. 170565) approved on May 23, 2017.)*

35. [170642](#) **[Hearing - Committee of the Whole - Japantown Community Benefit District - July 25, 2017]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on July 25, 2017, at 3:00 p.m., to consider establishment of a property-based business improvement district to be known as the Japantown Community Benefit District, pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code, Sections 36600, et seq.) and City and County of San Francisco Business and Tax Regulations Code, Article 15; scheduled pursuant to Resolution No. 198-17, adopted on May 23, 2017. (Clerk of the Board)

**Question: Shall this Hearing be HEARD AND FILED?**

### Committee of the Whole Adjourn and Report

36. [170784](#) **[Resolution to Establish - Japantown Community Benefit District]**  
**Sponsor: Breed**

Resolution of formation to establish the property-based business improvement district to be known as the “Japantown Community Benefit District,” ordering the levy and collection of assessments against property located in that district for ten years commencing with FY2017-2018, subject to conditions as specified; and making environmental findings.

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



## 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.

### 37. [170790](#) [Hearing - Appeal of Conditional Use Authorization - Proposed Project at 824 Hyde Street]

Hearing of persons interested in or objecting to the certification of a Conditional Use Authorization pursuant to Planning Code, Sections 209.3, 253, 303, and 303(g), for a proposed project located at 824 Hyde Street, Assessor's Parcel Block No. 0280, Lot No. 017, identified in Case No. 2016.010544CUA, issued by the Planning Commission by Motion No. 19926 dated June 1, 2017, to allow hotel use in a new construction building exceeding the use size limitations and exceeding 50 feet in height within the RC-4 (residential, commercial, high density) Zoning District and a 80-A height and bulk district; and adopting findings under the California Environmental Quality Act. (District 3) (Appellant: Chris Schulman, on behalf of Lower Polk Neighbors) (Filed June 29, 2017). (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.)

### 38. [170791](#) [Approving Conditional Use Authorization - Proposed Project at 824 Hyde Street]

Motion approving the decision of the Planning Commission by its Motion No. 19926, approving a Conditional Use Authorization identified as Planning Case No. 2016-010544CUA for a proposed project located at 824 Hyde Street; and adopting findings pursuant to Planning Code, Section 101.1. (Clerk of the Board)

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

39. [170792](#) **[Conditionally Disapproving Conditional Use Authorization - Proposed Project at 824 Hyde Street]**

Motion conditionally disapproving the decision of the Planning Commission by its Motion No. 19926, approving a Conditional Use Authorization identified as Planning Case No. 2016-010544CUA for a proposed project located at 824 Hyde Street, 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?**

40. [170793](#) **[Preparation of Findings Related to Conditional Use Authorization Appeal - Proposed Project at 824 Hyde Street]**

Motion directing the Clerk of the Board to prepare findings in support of the Board of Supervisors' disapproval of the proposed Conditional Use Authorization identified as Planning Case No. 2016-010544CUA for a proposed project located at 824 Hyde Street.

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

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

41. [170808](#) **[Hearing - Appeal of Determination of Community Plan Evaluation - 1726-1730 Mission Street]**

Hearing of persons interested in or objecting to a Community Plan Evaluation issued by the Planning Department under the California Environmental Quality Act on May 24, 2017, for the proposed project at 1726-1730 Mission Street, approved on June 1, 2017, to demolish a 11,200 square foot, two-story industrial building, and to construct a six-story, 66-foot tall, 33,589 square foot mixed-use building with 40 dwelling units, approximately 2,250 square feet of ground floor Production, Distribution and Repair, and 22 off-street parking spaces within the urban mixed-use zoning district and a 68-X height and bulk district. (District 9) (Appellant: J. Scott Weaver, on behalf of Our Mission No Eviction) (Filed July 3, 2017) (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.)**

42. [170809](#) **[Affirming the Community Plan Evaluation - 1726-1730 Mission Street]**

Motion affirming the determination by the Planning Department that a proposed project at 1726-1730 Mission Street is exempt from further environmental review under a Community Plan Evaluation. (Clerk of the Board)

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

43. [170810](#) **[Conditionally Reversing the Community Plan Evaluation - 1726-1730 Mission Street]**

Motion conditionally reversing the determination by the Planning Department that a proposed project at 1726-1730 Mission 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?**

44. [170811](#) **[Preparation of Findings to Reverse the Community Plan Evaluation - 1726-1730 Mission 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 1726-1730 Mission Street is exempt from further environmental review. (Clerk of the Board)

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

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

45. [170804](#) **[Hearing - Appeal of Community Plan Evaluation - 1850 Bryant Street]**

Hearing of persons interested in or objecting to a Community Plan Evaluation issued by the Planning Department under the California Environmental Quality Act on May 10, 2017, for the proposed project at 1850 Bryant Street, approved on June 1, 2017, to demolish an existing two-story building, and construct a new five-story, 68-foot-tall building, totaling 187,416 gross square feet that includes 18,652 gross square feet of Production, Distribution and Repair, 166,483 gross square feet of Social Service/Community Facility, and 2,281 gross square feet of ground-floor retail Commercial uses; including 89 off-street, two car share, four service vehicle, and one truck loading parking space; 30 Class 1 and 15 Class 2 bike parking spaces; in the PDR-1-G (Production, Distribution & Repair - 1 - General) Zoning District and 68-X height and bulk district. (District 9) (Appellant: Bijal Patel, on behalf of Franklin Square Owners Association) (Filed July 3, 2017) (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.)**

46. [170805](#) **[Affirming the Community Plan Evaluation - 1850 Bryant Street]**

Motion affirming the determination by the Planning Department that a proposed project at 1850 Bryant Street is exempt from further environmental review under a Community Plan Evaluation. (Clerk of the Board)

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

47. [170806](#) **[Conditionally Reversing the Exemption Determination - 1850 Bryant Street]**  
Motion conditionally reversing the determination by the Planning Department that a proposed project at 1850 Bryant 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?**

48. [170807](#) **[Preparation of Findings to Reverse the Community Plan Evaluation - 1850 Bryant 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 1850 Bryant Street is exempt from further environmental review. (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 Budget and Finance Sub-Committee at a Regular Meeting on Thursday, July 20, 2017, at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as Committee Reports on Tuesday, July 25, 2017.*

49. [170646](#) **[Real Property Lease - T-Mobile West LLC - 1 South Van Ness Avenue - \$60,000 Per Year Base Rent]**  
Resolution authorizing and approving the lease of telecommunications facilities on the roof at 1 South Van Ness Avenue with T-Mobile West LLC, a California limited liability company, for an initial ten-year term at a base rent of \$60,000 with an annual adjustment to the base rent of 3% per year, to commence upon execution after approval by the Board of Supervisors and Mayor, with two five-year options to extend. (Real Estate Department)
- Question: Shall this Resolution be ADOPTED?**
50. [170689](#) **[Grant Agreement - Department of Public Health - Law Enforcement Assisted Diversion Pilot Program - FYs 2017-2018 and 2018-2019 - Total Amount of \$5,900,000]**  
**Sponsor: Mayor**  
Resolution retroactively authorizing the Director of Health to execute a grant agreement, on behalf of the City and County of San Francisco, with the California Board of State and Community Corrections for participation in the Law Enforcement Assisted Diversion Pilot Program, for the period of July 1, 2017, to June 30, 2019, for a total amount of \$5,900,000.
- Question: Shall this Resolution be ADOPTED?**

51. [170697](#) **[Intergovernmental Agreement Amendment - San Mateo County - Methodology of Calculating Reimbursement]**  
Resolution approving Amendment No. 1 to the Intergovernmental Agreement between San Mateo County and the City and County of San Francisco, by and through its Airport Commission, amending the methodology for calculating the reimbursement to San Mateo County for the cost of calls dispatched to the Airport, with no change to the term, at no additional cost and with no reduction in anticipated revenue. (Airport Commission)
- Question: Shall this Resolution be ADOPTED?**
52. [170757](#) **[Real Property License - American Towers LLC - Communications Services Facilities on San Bruno Mountain in Daly City - \$22,800 Total Annual Initial Year Base Rent]**  
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to enter into a communications site license with American Towers LLC, as Landlord, for installation and maintenance of new microwave communications antennas, radio communications, and other general telecommunications facilities located at 300 Radio Road, in Daly City, San Mateo County, for an initial term of seven years with three additional renewal periods of five years, each at an initial rent of approximately \$22,800 with four percent annual rent increases. (Public Utilities Commission)
- Question: Shall this Resolution be ADOPTED?**
53. [170759](#) **[Real Property Lease - Various Owners - 170-9th Street - \$1,256,250 in Initial Year]**  
Resolution approving a lease of approximately 25,125 square feet at 170-9th Street, with Michael E. Hornstein and Ellen F. Hornstein, Trustees of the Michael & Ellen Hornstein 1998 Revocable Trust, Jordan D. Hornstein and Emily F. Hornstein as Landlord, for the 12 year term expected to be from April 1, 2018, through March 31, 2030, for use by the Department of Homelessness and Supportive Housing at an initial annual rent of \$1,256,250 with 3% annual increases with two five-year options to extend; and finding the proposed transaction is in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Department of Homelessness and Supportive Housing)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
54. [170771](#) **[Amendment to Memorandum of Understanding - San Francisco Local Agency Formation Commission - Not to Exceed \$2,100,000]**  
**Sponsor: Fewer**  
Resolution retroactively authorizing the General Manager of the San Francisco Public Utilities Commission to execute the third amendment to the Memorandum of Understanding with the San Francisco Local Agency Formation Commission, extending its duration by two years, for a total agreement duration of 11 years from FY2008-2009 through FY2018-2019, with no change to the total amount not to exceed \$2,100,000 pursuant to Charter, Section 9.118.
- Question: Shall this Resolution be ADOPTED?**

55. [170800](#) **[Grant Agreement - California Department of Public Health - Naloxone Distribution Grant Program - \$102,480]**  
Resolution retroactively authorizing the Department of Public Health to execute Grant Agreement No. 16-11026 with the California Department of Public Health, to receive \$102,480 worth of naloxone product through the Naloxone Distribution Grant Program, for the term of June 1, 2017, through June 30, 2019; and authorizing the Health Officer for the City and County of San Francisco to sign said agreement. (Public Health Department)
- Question: Shall this Resolution be ADOPTED?**
56. [170822](#) **[Sharing Agreement Amendment - Department of Veterans Affairs Medical Center, 4150 Clement Street - Emergency Communications Site - \$54,856.26 Annual Base Rent]**  
**Sponsor: Mayor**  
Resolution authorizing and approving an Amendment to an existing Sharing Agreement for emergency radio telecommunications and associated equipment with the Department of Veterans Affairs Medical Center at 4150 Clement Street, for the Department of Emergency Management and the Department of Technology, commencing upon approval by the Board of Supervisors and Mayor at an annual base rent of \$54,856.26 in the initial year with 3% annual rent increases, with no change to the term length; adopting findings under the California Environmental Quality Act, Public Resources Code, Section 21000 et seq.; and finding the proposed transaction is in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
- Question: Shall this Resolution be ADOPTED?**
57. [170823](#) **[Apply for, Accept, and Expend Grant - U.S. Department of Housing and Urban Development - Housing Opportunities for Persons with AIDS Program Supplemental - \$422,196 - FY2017-2018]**  
**Sponsor: Mayor**  
Resolution retroactively approving the FY2017-2018 Housing Opportunities for Persons with AIDS (HOPWA) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2017-2018 HOPWA Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of \$422,196 for the period of July 1, 2017, through June 30, 2022.
- Question: Shall this Resolution be ADOPTED?**

The following item will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, July 24, 2017, at 1:30 p.m. The Chair intends to request the Committee to send the following item to the Board as a Committee Report on Tuesday, July 25, 2017.

**58. [170516](#) [Planning Code - Medical Cannabis Dispensaries in Supervisorial District 11]  
Sponsor: Safai**

Ordinance amending the Planning Code to limit the number of medical cannabis dispensaries in Supervisorial District 11 to three at any given time; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making a finding of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

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

**59. 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.*

**60. 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 61 through 67

- 61. [170838](#) [Recreation and Parks Month - July 2017]**  
**Sponsor: Breed**  
Resolution proclaiming July 2017 as Recreation and Parks Month in the City and County of San Francisco.
- 07/18/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 62. [170839](#) ["The Time To Ask" - Summer Break 2017]**  
**Sponsor: Farrell**  
Resolution recognizing Brady Campaign's ASK (Asking Saves Kids) Campaign, which promotes a plan to prevent more children from dying due to access to unlocked guns by asking parents if there is an unlocked gun where their child is playing, and declaring summer break 2017 as "The Time To Ask," in the City and County of San Francisco.
- 07/18/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 63. [170840](#) [Urging the United States Congress to Oppose the Protecting Americans from Credit Entanglements Act of 2017]**  
**Sponsor: Farrell**  
Resolution urging the United States Congress not to pass the Protecting Americans from Credit Entanglements Act of 2017 as it would undermine consumer protections, an essential component to Property Assessed Clean Energy programs.
- 07/18/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 64. [170841](#) [Condemning Increase of Anti-Semitic Harassment]**  
**Sponsors: Ronen; Kim, Peskin, Farrell, Cohen, Safai, Sheehy, Breed, Tang, Yee and Fewer**  
Resolution condemning the increase in incidents of anti-Semitism and other forms of bias, prejudice, and discrimination.
- 07/18/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**



**65. [170842](#) [Year of Recognizing Youth Experiencing Homelessness in San Francisco - FY2017-2018]**

**Sponsor: Sheehy**

Resolution declaring FY2017-2018 as the year of recognizing youth experiencing homelessness in the City and County of San Francisco, supporting the plan to end youth homelessness, and urging the Department of Public Health and the Department of Homelessness and Supportive Housing to allocate resources for homeless youth and transitional age youth populations proportional to their representation among the homeless population in San Francisco.

07/18/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**66. [170845](#) [Opposing California State Assembly Bill 943 (Santiago) - Land Use Regulations: Local Initiatives: Voter Approval]**

**Sponsor: Peskin**

Resolution opposing California State Assembly Bill 943, authored by Assembly Member Miguel Santiago, which would impose a supermajority voting requirement of 55% on all ballot measures in cities and counties with populations of 750,000 or more that are qualified for the ballot by citizen petition and are designated by the county counsel or city attorney in those cities and counties to inhibit unchecked development.

07/18/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**67. [170847](#) [Local Agency Formation Commission - Interim Administrative Officer - Clerk of the Board]**

**Sponsor: Fewer**

Motion authorizing the Clerk of the Board of Supervisors to accept the appointment as the Interim Administrative Officer to perform administrative duties on behalf of the San Francisco Local Agency Formation Commission, commencing upon the elimination of the 9775 Senior Community Development Specialist II position occurring through the approval of the City and County of San Francisco's FYs 2017-2018 and 2018-2019 budget, until such time as the San Francisco Local Agency Formation Commission has selected their Executive Officer.

07/18/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**68. 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**

**170736**     **[Designation Agreement - McAuley Adolescent Behavioral Health Unit - Dignity Health-St. Mary's Medical Center-San Francisco-Psychiatric Facility]**  
Resolution designating McAuley Adolescent Behavioral Health Unit at Dignity Health-St. Mary's Medical Center-San Francisco as an Evaluation and Treatment Facility, pursuant to California Welfare and Institutions Code, Sections 5150, 5585.50, and 5585.55, for minors, and authorizing the Director of Behavioral Health Services at the Department of Public Health to enter into a Designation Agreement with said facility. (Public Health Department)

07/17/2017; RECEIVED FROM DEPARTMENT.

07/25/2017; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**170831**     **[Lease Agreement - IDEO, LP - Pier 26 - Initial Total Monthly Base Rent of \$90,118.35]**  
Resolution approving Lease No. L-16159 between IDEO, LP, and the Port for approximately 26,901 square feet of office space located at Pier 26 Annex Building, for a term of eight years to commence following Board approval, with an initial total monthly base rent of \$90,118.35 subject to an annual 3% increase. (Port)

07/12/2017; RECEIVED FROM DEPARTMENT.

07/25/2017; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**170832**     **[Apply for Grant - Low Income Investment Fund - Child Care Facilities Fund and Technical Assistance - \$25,377,250]**  
Resolution retroactively approving the grant between the City and County of San Francisco and Low Income Investment Fund for the purpose of administering the San Francisco Child Care Facilities Fund and providing technical assistance for the period of July 1, 2017, to June 30, 2020, in the amount of \$25,377,250. (Human Services Agency)

07/11/2017; RECEIVED FROM DEPARTMENT.

07/25/2017; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**170833 [Real Property Lease - T-Mobile West LLC - Zuckerberg San Francisco General Hospital and Trauma Center, Building 25 - 1001 Potrero Avenue - \$5,000 Per Month Base Rent Exempt]**

Resolution authorizing and approving the lease of a portion of the equipment room at Zuckerberg San Francisco General Hospital and Trauma Center, Building 25, with T-Mobile West LLC, a Delaware limited liability company, at the monthly base rent of \$5,000 which shall be waived while participating in the Distributed Antenna System and providing enhanced cellular services to the City staff, UCSF staff, patients, and visitors within Building 25, for a five year term to commence upon approval by the Board of Supervisors and Mayor, with three five-year options to extend. (Real Estate Department)

07/17/2017; RECEIVED FROM DEPARTMENT.

07/25/2017; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**170846**    **[Petitions and Communications]**

Petitions and Communications received from July 10, 2017, through July 17, 2017, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on July 25, 2017.

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 Clerk of the Board, reporting that the following departments submitted their Sole Source Contract for FY2016-2017. (1)

- Asian Art Commission
- Board of Appeals
- California Academy of Sciences
- The Department of Elections
- Mayor's Office of Housing and Community Development
- Office of Contract Administration
- Planning Department
- Public Defender's Office
- Public Library
- Sheriff's Department
- War Memorial and Performing Arts Center

From the Office of the Clerk of the Board, submitting notice that pursuant to Charter, Section 4.136, the Police Commission appointed Paul Henderson as Interim Executive Director of the Department of Police Accountability, effective July 1, 2017. Copy: Each Supervisor. (2)

From Angie Manetti, Director of Government Affairs, of the California Retailers Association, regarding the flavored tobacco ordinance. Copy: Each Supervisor. (3)

From the Office of the City Administrator, pursuant to Administrative Code, Chapter 12x, submitting an updated Covered State List for city contracts and travel to states with anti-LGBT laws. Copy: Each Supervisor. (4)

From West Area CPUC, pursuant to Section IV.C.2 of the General Order No. 159A of the Public Utilities Commission of the State of California, submitting a Notification Letter for South Castro SC1. Copy: Each Supervisor. (5)

From Michelle Zdeba, Project Developer of Mercy Housing California, regarding the proposed legislation for street encroachment permits. File No. 170761. Copy: Each Supervisor. (6)

From concerned citizens, regarding The Apothecarium's MCD application at 2505 Noriega Street. 1,515 letters. (7)

From Franco Cirelli, regarding the proposed Planning Code - Child Care Facilities legislation. File No. 170693. Copy: Each Supervisor. (8)

From Ginny Siller, Director of Government Affairs at the Animal Health Institute, regarding the use of antibiotics. File No. 170763. Copy: Each Supervisor. (9)

From Allen Jones of the Good Neighbor Coalition, regarding the Golden State Warriors arena project. Copy: Each Supervisor. (10)

From concerned citizens, regarding the proposed bicycle chop shop legislation. File No. 170209. 9 letters. Copy: Each supervisor. (11)

From concerned citizens, expressing various thoughts regarding San Francisco as a Sanctuary City. Copy: Each Supervisor. (12)

From Peter Warfield, regarding privacy-threatening RFID technology at the library. Copy: Each Supervisor. (13)

From Christopher Gallo of San Francisco Provident Loan Association, regarding homelessness on Mission Street. (14)

From Tom Borden, regarding the proposed legislation to amend the Park Code to authorize penalties for littering or dumping waste in Dolores Park. Copy: Each Supervisor. (15)

From California Fish and Game, submitting a Notice of Findings regarding the northern spotted owl and the foothill-yellow-legged frog. Copy: Each Supervisor. (16)

## **ADJOURNMENT**