



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 30, 2019 - 2:00 PM

Regular Meeting

NORMAN YEE, PRESIDENT

VALLIE BROWN, SANDRA LEE FEWER, MATT HANEY, RAFAEL MANDELMAN,
GORDON MAR, AARON PESKIN, HILLARY RONEN, AHSHA SAFAI, CATHERINE STEFANI,
SHAMANN WALTON

Angela Calvillo, Clerk of the Board

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

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee

Supervisors Fewer, Stefani, Mandelman, Ronen, Yee

Budget and Finance Sub-Committee

Supervisors Fewer, Stefani, Mandelman

Government Audit and Oversight Committee

Supervisors Mar, Brown, Peskin

Joint City, School District, and City College Select Committee

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

Land Use and Transportation Committee

Supervisors Peskin, Safai, Haney

Public Safety and Neighborhood Services Committee

Supervisors Mandelman, Stefani, Walton

Rules Committee

Supervisors Ronen, Walton, Mar

Meeting Days

Wednesday
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

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 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) 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 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 20, 2019](#), Special Board Meeting Minutes, the [June 25, 2019](#), Regular Board Meeting Minutes, and the [June 19, 2019](#), and [June 20, 2019](#), Special Meeting Minutes at a Budget and Finance Committee 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 20

Recommendations of the Budget and Finance Sub-Committee

Present: Supervisors Fewer, Mandelman, Peskin

1. [190463](#) **[Lease of City Property - South End Rowing Club - 500 Jefferson Street - Gross Receipts Rent]**
Sponsor: Stefani
Ordinance approving a Lease between the City and County of San Francisco and the South End Rowing Club, a California non-profit corporation, for City property at 500 Jefferson Street, with an annual rent of 10% of all gross receipts that are not derived from the Alcatraz Invitational and 4% of all gross receipts that are derived from the Alcatraz Invitational, for a term of 25 years to commence following Board approval, with an option to extend for 24 years, and general public access requirements; waiving the Administrative Code's market rent determination requirement that otherwise would apply to this Lease; and affirming the Planning Department's determination under the California Environmental Quality Act.

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. [190464](#) **[Lease of City Property - Golden Gate Yacht Club - 1 Yacht Road - \$85,000 Annual Minimum Rent Guarantee]**
Sponsor: Stefani
Ordinance approving a Lease between the City and County of San Francisco and the Golden Gate Yacht Club, a California non-profit corporation, for City property at 1 Yacht Road, with an initial annual rent at the greater of 10% gross receipts or \$85,000 for a term of 18 years to commence following Board approval, and youth programming and general public access requirements; waiving the Administrative Code's market rent determination requirement that otherwise would apply to this Lease; and affirming the Planning Department's determination under the California Environmental Quality Act.

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. [190656](#) **[Administrative Code - Establish Low Carbon Fuel Standard Credits Sales Fund - Authorizing Agreements to Sell Low Carbon Fuel Standard Credits - Public Utilities Commission]**

Sponsor: Mayor

Ordinance delegating authority under Charter, Section 9.118(a), to the General Manager of the Public Utilities Commission to enter into one or more agreements to sell Low Carbon Fuel Standard Credits accrued by the Municipal Transportation Agency when revenue from such an agreement will be \$1,000,000 or more; and amending the Administrative Code to establish a Low Carbon Fuel Standard Credits Sales Fund to receive funds from the credits sales for use in connection with projects that will reduce San Francisco’s carbon footprint and/or advance its sustainability goals.

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Mar, Brown, Peskin

4. [190547](#) **[Administrative Code - Office of Racial Equity]**

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

Ordinance amending the Administrative Code to create an Office of Racial Equity as a Division of the Human Rights Commission Department, with authority to create a citywide Racial Equity Framework, assist City departments with the development of Racial Equity Action Plans, analyze and report on the impact of ordinances on racial equity, and carry out various other policy and reporting functions regarding racial equity; require City departments to create Racial Equity Action Plans and to provide annual updates on such Plans; require City departments to designate employees as racial equity leaders; and require the Department of Human Resources to produce an annual report concerning racial equity in the City workforce.

(Fiscal Impact)

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. [190549](#) **[Business and Tax Regulations Code - Transient Occupancy Tax Exemption Increase]**

Sponsor: Peskin

Ordinance amending the Business and Tax Regulations Code to increase the daily transient occupancy tax exemption amount from less than \$40 to less than \$52; to increase the weekly transient occupancy tax exemption amount from less than \$100 to less than \$130; and to require review in the September 2022 through September 2024 timeframe by the Controller of the exemption amounts for the purpose of considering adjustments in the amounts.

(Fiscal Impact)

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. [190658](#) **[Administrative Code - Ban on City-Funded Travel to and City Contracts Involving States With Restrictive Abortion Laws]**
Sponsors: Brown; Fewer, Stefani, Mandelman, Haney, Yee, Ronen, Walton, Safai, Mar and Peskin
Ordinance amending the Administrative Code to prohibit City-funded travel to states that have enacted laws that prohibit abortion prior to the viability of the fetus, and to prohibit City contracting with companies headquartered in states that have enacted such laws, or where work on the contract would be performed in such states.

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
7. [190404](#) **[Settlement of Lawsuit - San Franciscans for Livable Neighborhoods - \$247,799.50]**
Ordinance authorizing settlement of petitioner's claim for attorney's fees and costs in the lawsuit filed by San Franciscans for Livable Neighborhoods against the City and County of San Francisco for \$247,799.50; the lawsuit was filed on August 4, 2011, in San Francisco Superior Court, Case No. 513-077; entitled San Franciscans for Livable Neighborhoods v. City and County of San Francisco; the lawsuit involves a challenge to the environmental impact report prepared in support of, and the approval of, the 2009 Housing Element of the San Francisco General Plan. (City Attorney)

06/04/2019; RE-REFERRED.

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
8. [190647](#) **[Settlement of Lawsuit - Fidel Joshua - \$460,000]**
Ordinance authorizing settlement of the lawsuit filed by Fidel Joshua against the City and County of San Francisco for \$460,000; the lawsuit was filed on December 9, 2014, in the United States District Court, Northern District of California, Case No. 14-cv-05394-JD; entitled Fidel Joshua v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
9. [190648](#) **[Settlement of Lawsuit - Jerry Jack - \$200,000]**
Ordinance authorizing settlement of the lawsuit filed by Jerry Jack against the City and County of San Francisco for \$200,000; the lawsuit was filed on December 9, 2014, in the United States District Court, Northern District of California, Case No. 14-cv-05402-JD; entitled Jerry Jack v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. [190744](#) **[Settlement of Unlitigated Claim - Tilt.com, Inc. - \$50,410.20]**
Resolution approving the settlement of the unlitigated claim filed by Tilt.com, Inc. against the City and County of San Francisco for \$50,410.20; the claim was filed on December 6, 2018; the claim involves a refund of gross receipts tax, penalties, and interest. (City Attorney)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Peskin, Safai, Haney

11. [180939](#) **[Planning Code, Zoning Map - Oceanview Large Residence Special Use District]**
Sponsor: Safai
Ordinance amending the Planning Code and Zoning Map to create the Oceanview Large Residence Special Use District (the area within a perimeter established by Interstate 280, Orizaba Avenue, Brotherhood Way, Junipero Serra Boulevard, Holloway Avenue, Ashton Avenue, Ocean Avenue, Geneva Avenue, and Interstate 280), to promote and enhance neighborhood character and affordability by requiring Conditional Use authorization for large residential developments in the District; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302.
07/23/2019; PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?
12. [190165](#) **[Planning, Administrative Codes - Legitimization Program for Non-Residential Uses at 3150-18th Street]**
Sponsors: Ronen; Brown
Ordinance amending the Planning and Administrative Codes to establish a legitimization program for certain Non-Residential Uses at 3150-18th Street (Assessor's Parcel Block No. 3573, Lot No. 106), and to require the Office of Small Business to assist businesses under the program; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.
07/23/2019; PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

13. [190248](#) **[Planning Code - Uses in the Upper Market NCT and NCT-3 Zoning Districts]**
Sponsor: Mandelman

Ordinance amending the Planning Code to revise the NCT-3 (Moderate-Scale Neighborhood Commercial Transit) District controls to allow Arts Activities, Philanthropic Administrative Services, and Public Facilities as a principal use on all stories and provide that in this District Arts Activities are considered to be active uses; revise the Upper Market Neighborhood Commercial Transit (NCT) District controls to allow Arts Activities and Institutional Uses as a principal use on all the first and second stories, allow Institutional Uses as a principal use on the first and second stories and as a conditional use on the third story and above, and to allow General Entertainment as a principal use on the first and second stories, delete the note for an existing ground-floor bar, and require a health service use on the first story that is not a licensed community or free clinic to comply with formula retail controls; delete the Upper Market NCT District from the requirements for ground floor commercial uses; modify the requirements for liquor stores and bars in the NCT-3 and Upper Market Street NCT Districts, add additional conditional use criteria for liquor stores and require liquor stores to comply with standard location and operating conditions, and add additional uses to the definition of Open Air Sales; delete Philanthropic Administrative Services from the Code as a separately-defined Institutional Use; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and general welfare under Planning Code, Section 302.

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Peskin, Safai

14. [190459](#) **[Planning Code - Temporary Uses: Intermittent Activities]**
Sponsor: Brown

Ordinance amending the Planning Code to allow operation of a farmers market on the Department of Motor Vehicles Field Office parking lot at 1377 Fell Street by allowing an intermittent activity to be located on a lot with a public facility in specified residential zoning districts; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and general welfare under Planning Code, Section 302.

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Peskin, Safai, Haney

15. [190598](#) **[Public Works Code - Personal Wireless Service Facility Site Permits]**

Ordinance amending the Public Works Code to modify certain of the requirements for obtaining Personal Wireless Service Facility Site Permits, including the requirements for public notice and adjustment of permit fees; and affirming the Planning Department's determination under the California Environmental Quality Act. (Public Works)

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

16. [190661](#) **[Planning Code - Permitting Polk/Pacific Special Area Design Guidelines]**
Sponsor: Peskin
Ordinance amending the Planning Code to reference the Polk/Pacific Special Area Design Guidelines; affirming the Planning Department's determination under the California Environmental Quality Act; adopting 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. (Planning Commission)

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
17. [190754](#) **[Mission Bay South - Storm Water Pump Station No. 5 Public Infrastructure Improvements]**
Sponsors: Mayor; Haney
Ordinance accepting the irrevocable offer of public infrastructure improvements associated with Mission Bay South Storm Water Pump Station No. 5, including acquisition facilities located on and under portions of State Trust Parcel 5, adjacent to Terry Francois Boulevard and 16th Street; accepting said facilities for City maintenance and liability purposes, subject to specified limitations; approving an easement agreement for the Pump Station control room; adopting findings 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 the Mission Bay South Redevelopment Plan; adopting a Public Works Order; and authorizing official acts, as defined herein, in connection with this Ordinance.

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
18. [190755](#) **[Mission Bay South - Parks P2 Parking Lot, P11-11A, P23, and P24 Acceptance]**
Sponsors: Mayor; Haney
Ordinance dedicating Park P2 Parking Lot (a portion of Assessor's Parcel Block No. 8710, Lot No. 2, adjacent to Channel Street), Park P11-11A (east of Mission Bay Drive and Circle), and Parks P23 and P24 (adjacent to Terry Francois Boulevard between 16th Street and Illinois Street), as open public right-of-way in Mission Bay South; accepting an irrevocable offer for the acquisition facilities that comprise the Park improvements; designating said facilities for public open space and park purposes only; accepting the Parks for City maintenance and liability purposes, subject to specified limitations; amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" to establish a new official sidewalk width on the north side of Channel Street adjacent to Park P2 Parking Lot; adopting findings under the California Environmental Quality Act; making findings of consistency with the General Plan, the eight priority policies of Planning Code, Section 101.1, and the Mission Bay South Redevelopment Plan; adopting a Public Works Order that recommends acceptance of the abovementioned Parks and related actions; and authorizing official acts, as defined herein, in connection with this Ordinance.

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Public Safety and Neighborhood Services Committee

Present: Supervisors Mandelman, Haney

19. [190479](#) [Police Code - Clarifying Fair Chance Ordinance - Revising Beyond the Box in College Admissions Ordinance]

Ordinance amending the Police Code to clarify the content of the notice that employers must post summarizing applicants' and employees' rights under the Fair Chance Ordinance; revise the Beyond the Box in College Admissions Ordinance by changing the enforcing agency from the Office of Labor Standards Enforcement to the Human Rights Commission; adding notice and posting requirements to inform applicants, as defined, of their rights; making penalties payable to applicants; and revising the private right of action requirements. (City Administrator)

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Ronen, Walton, Mar

20. [190679](#) [Administrative Code - Administration of Loans and Grants for Affordable Housing]

Sponsor: Mayor

Ordinance amending the Administrative Code to establish uniform procedures for the administration of City loans and grants for the acquisition, development, construction, rehabilitation, and preservation of affordable housing; authorize the Director of the Mayor's Office of Housing and Community Development (MOHCD) to execute certain loan or grant agreements for affordable housing; and authorize the Director of MOHCD and the Director of Property to acquire certain real property without an appraisal and accept a deed for the purpose of preserving affordable housing.

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

(Pursuant to Charter, Section 9.100(b), the Board shall not adopt the Budget (Items 21 through 30) earlier than July 15th nor later than August 1st.)

Present: Supervisors Fewer, Stefani, Mandelman, Ronen, Yee

21. [190619](#) **[Budget and Appropriation Ordinance for Departments - FYs 2019-2020 and 2020-2021]**

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 June 1, 2019, for the FYs ending June 30, 2020, and June 30, 2021.

(Fiscal Impact)

07/16/2019; CONTINUED ON FIRST READING.

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

22. [190620](#) **[Annual Salary Ordinance - FYs 2019-2020 and 2020-2021]**

Sponsor: Mayor

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2020, and June 30, 2021, 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)

07/16/2019; CONTINUED ON FIRST READING.

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

23. [190623](#) [Neighborhood Beautification and Graffiti Clean-up Fund Tax Designation Ceiling]

Sponsor: Mayor

Ordinance adopting the Neighborhood Beautification and Graffiti Clean-up Fund Tax designation ceiling for tax year 2019.

07/16/2019; CONTINUED ON FIRST READING.

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

24. [190624](#) [Authorizing Refunding Certificates of Participation, Series 2019-R1 - Multiple Capital Improvement Projects - Not to Exceed \$160,000,000]

Sponsor: Mayor

Ordinance authorizing the execution and delivery of Certificates of Participation, in one or more series from time to time, on a tax-exempt or taxable basis, evidencing and representing an aggregate principal amount of not to exceed \$160,000,000 to refinance certain certificates of participation that financed various capital improvement projects and finance certain additional capital improvements; approving the form of a Third Supplement to Trust Agreement between the City and County of San Francisco and U.S. Bank National Association, as trustee ("Trustee") (including certain indemnities contained therein); approving respective forms of a Third Supplement to Property Lease and a Third Supplement to Project Lease, each between the City and the Trustee for the lease and lease back of all or a portion of certain real property and improvements located at 375 Laguna Honda Boulevard or other property as determined by the Director of Public Finance; approving the form of two separate Escrow Agreements (including certain indemnities contained therein), between the City and U.S. Bank National Association, as escrow agent ("Escrow Agent"); approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Certificates of Participation; approving the form of an official statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Certificates of Participation; approving modifications to documents; and ratifying previous actions taken in connection therewith, as defined herein.

(Fiscal Impact)

07/16/2019; CONTINUED ON FIRST READING.

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

25. [190626](#) [Appropriation - Refunding Certificates of Participation - \$160,000,000 - Deappropriation - Series 2009A and 2009B - \$16,500,000 - Re-Appropriation - Series 2019-R1 - \$176,500,000 - FY2019-2020]

Sponsor: Mayor

Ordinance appropriating \$160,000,000 of one or more series of Refunding Certificates of Participation proceeds, de-appropriating Series 2009A and 2009B Certificates of Participation of prior reserve funds of \$16,500,000 and re-appropriating Refunding Certificates of Participation Series 2019-R1 of \$176,500,000 and placing these funds on Controller's Reserve pending the sale of the Certificates of Participation for FY2019-2020.

(Fiscal Impact)

07/16/2019; CONTINUED ON FIRST READING.

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

26. [190627](#) [Fire Code - Fire Department Fee Amendment]

Sponsor: Mayor

Ordinance amending the Fire Code to increase fees for certain Fire Department services; and affirming the Planning Department's determination under the California Environmental Quality Act.

07/16/2019; CONTINUED ON FIRST READING.

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Fewer, Stefani, Mandelman, Yee

27. [190628](#) [Park Code - Marina Guest Docking Fees]

Sponsor: Mayor

Ordinance amending the Park Code to permit the Recreation and Park Department General Manager to set guest docking fees at the Marina Small Craft Harbor by flexible pricing based on certain factors; and affirming the Planning Department's determination under the California Environmental Quality Act.

07/16/2019; CONTINUED ON FIRST READING.

07/23/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Fewer, Stefani, Mandelman, Ronen, Yee

- 28. [190629](#) [Park Code - Non-Resident Fees at Certain Specialty Attractions]**
Sponsor: Mayor
Ordinance amending the Park Code to permit the Recreation and Park Department General Manager to set non-resident adult admission fees for the Japanese Tea Garden, the Coit Tower Elevator, the Conservatory Of Flowers, and the San Francisco Botanical Garden by flexible pricing based on certain factors and at certain times; and affirming the Planning Department's determination under the California Environmental Quality Act.
- 07/16/2019; CONTINUED ON FIRST READING.
- 07/23/2019; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.
- 07/23/2019; PASSED ON FIRST READING AS AMENDED.
- Question: Shall this Ordinance be FINALLY PASSED?**
- 29. [190630](#) [Park Code - Temporary Surcharge - Japanese Tea Garden]**
Sponsor: Mayor
Ordinance amending the Park Code to permit the Recreation and Park Department General Manager to impose a surcharge of \$1 per non-resident adult visitor at the Japanese Tea Garden to fund the restoration of that facility, until such time as the restoration is complete; and affirming the Planning Department's determination under the California Environmental Quality Act.
- 07/16/2019; CONTINUED ON FIRST READING.
- 07/23/2019; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**
- 30. [190631](#) [Administrative Code - Eliminating Fines for Overdue Library Materials]**
Sponsors: Mayor; Ronen
Ordinance amending the Administrative Code to eliminate fines for overdue library books and other materials and equipment, and forgiving outstanding patron debt for overdue fines.
- (Fiscal Impact)
- 07/16/2019; CONTINUED ON FIRST READING.
- 07/23/2019; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

- 31. [190495](#) [General Obligation Bond Election - Affordable Housing - Not to Exceed \$600,000,000]**
Sponsors: Mayor; Yee, Brown, Safai, Walton, Stefani, Ronen, Mandelman, Mar, Haney, Peskin and Fewer
 Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 5, 2019, for the purpose of submitting to San Francisco voters a proposition to incur bonded indebtedness not to exceed \$600,000,000 to finance the construction, development, acquisition, improvement, rehabilitation, preservation, and repair of affordable housing improvements, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code, Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such Bonds; incorporating the provisions of the Administrative Code relating to the Citizens' General Obligation Bond Oversight Committee's review of Affordable Housing Bond expenditures; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).
- (Pursuant to California Government Code, Sections 43607 and 43608, this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve passage of this Ordinance.)
- 07/09/2019; PASSED ON FIRST READING.
- 07/16/2019; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.
- 07/16/2019; CONTINUED AS AMENDED ON FIRST READING.
- 07/23/2019; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

Recommendation of the Budget and Finance Sub-Committee

Present: Supervisors Fewer, Mandelman, Peskin

- 32. [190709](#) [Health Service System Plans and Contribution Rates - Calendar Year 2020]**
Sponsor: Mandelman
 Ordinance approving Health Service System plans and contribution rates for calendar year 2020.
- (Pursuant to Charter, Section A8.422, this matter shall require a vote of three-fourths (9 votes) of all members of the Board of Supervisors to approve passage of this Ordinance.)
- (Fiscal Impact)
- 07/23/2019; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Peskin, Safai, Haney

- 33. [190048](#) [Planning Code - Building Standards]**
Sponsor: Mandelman
Ordinance amending the Planning Code to 1) require building setbacks for buildings fronting on narrow streets, 2) modify front yard requirements in Residential Districts, 3) increase required rear yards in single-family zoning districts by five percent, 4) amend the rear yard requirements for through lots and corner lots in certain districts to permit second buildings where specified conditions are met, 5) allow building height increases to existing stories in existing nonconforming buildings in order to accommodate residential uses, and 6) provide that specified alterations to nonconforming structures for the purpose of creating habitable space or an Accessory Dwelling Unit are not subject to Section 311 review requirements if the specified requirements are met; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1, and adopting findings of public necessity, convenience, and general welfare under Planning Code, Section 302.

07/23/2019; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Peskin, Safai

- 34. [190731](#) [Planning Code - Abandonment of Conditional Uses in North Beach Neighborhood Commercial District]**
Sponsor: Peskin
Ordinance amending the Planning Code to change, from 18 months to three years, the period of non-use required to deem as discontinued a permitted conditional use in the North Beach Neighborhood Commercial District; 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 public necessity, convenience, and welfare findings under Planning Code, Section 302.

07/23/2019; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

07/23/2019; 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 Fewer, Stefani, Mar

35. [190732](#) **[Contract Agreement - Retroactive - Bay Area Rapid Transit District - Administration of Capital Funding - BART/Muni Market Street Entrance Modernization Project - Up to \$45,000,000]**
Sponsor: Mayor
Resolution retroactively approving an agreement between the City and County of San Francisco and the San Francisco Bay Area Rapid Transit District (BART) regarding administration of capital funding to fund half of the cost of the BART/Muni Market Street Entrance Modernization Project with proceeds from the sale of General Obligation bonds, in an amount not to exceed \$45,000,000 for an agreement term from February 1, 2018, through December 31, 2025. (Municipal Transportation Agency)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
36. [190743](#) **[Contract Amendment - Keefe Commissary Network, L.L.C. - Jail Commissary Services - Guaranteed Annual Minimum Income \$590,000]**
Resolution authorizing the Sheriff's Department to enter into a Third Amendment to the existing contract between Keefe Commissary Network, L.L.C., and the City and County of San Francisco, acting by and through its Sheriff's Department, for jail commissary services, to extend the contract term by six months beginning September 1, 2019, for a total term of September 1, 2014, through February 28, 2020, with no change to the guaranteed annual minimum income of \$590,000. (Sheriff)
- Question: Shall this Resolution be ADOPTED?**
37. [190758](#) **[Accept and Expend Grant - Alternative Process County Competitive Allocation Funds - California Department of Housing and Community Development - No Place Like Home Grant Program - \$18,250,554]**
Sponsor: Mayor
Resolution authorizing the Mayor's Office of Housing and Community Development, on behalf of the City and County of San Francisco, to accept and expend the county competitive allocation award in the amount of \$18,250,554, under the California Department of Housing and Community Development No Place Like Home Program, which provides funding for counties to develop multifamily housing specifically for persons with serious mental illness who are homeless, chronically homeless, or at-risk of chronic homelessness, for a term to commence following Board approval.
- Question: Shall this Resolution be ADOPTED?**

38. [190759](#) **[Accept and Expend Grant - Noncompetitive Alternative Process County Designation - California Department of Housing and Community Development - No Place Like Home Grant Program - \$9,519,091]**
Sponsor: Mayor
Resolution authorizing and delegating to the Mayor's Office of Housing and Community Development, on behalf of the City and County of San Francisco, to accept and expend the county noncompetitive allocation award in the amount of \$9,519,091 under the California Department of Housing and Community Development No Place Like Home Program, which provides funding for counties to develop multifamily housing specifically for persons with serious mental illness who are homeless, chronically homeless, or at-risk of chronic homelessness, for a term to commence following Board approval.
- Question: Shall this Resolution be ADOPTED?**
39. [190761](#) **[Accept and Expend Grant - California State Senate Bill 1 Local Partnership Program - Sunset and Parkside Streets Pavement Renovation - \$2,340,000]**
Sponsors: Mayor; Mar
Resolution authorizing the acceptance and expenditure of California State Senate Bill 1 Local Partnership Program formulaic funding in the amount of \$2,340,000 for San Francisco Public Works' Sunset and Parkside Streets Pavement Renovation project, for a term to commence following Board approval through June 30, 2023.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
40. [190763](#) **[Authorizing Expenditures - Gift to Compton's District Transgender, Lesbian, Gay, and Bisexual Stabilization Fund - \$300,000]**
Sponsors: Mayor; Haney
Resolution authorizing the Mayor's Office of Housing and Community Development to expend a gift to Compton's District Transgender, Lesbian, Gay, and Bisexual (TLGB) Stabilization Fund dollars in the amount of \$300,000 to support the City's efforts to recognize and support historic and present-day TLGB communities in the Tenderloin neighborhood, for a term of August 1, 2019, through June 30, 2020.
- Question: Shall this Resolution be ADOPTED?**

41. [190765](#) **[Multifamily Housing Revenue Bonds - 401 Avenue of the Palms (Maceo May Apartments) - Not to Exceed \$50,000,000]**
Sponsors: Mayor; Haney
Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$50,000,000 for 401 Avenue of the Palms (Parcel C3.2 of the Treasure Island Master Plan) (Maceo May Apartments); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$50,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.
- Question: Shall this Resolution be ADOPTED?**
42. [190766](#) **[Accept and Expend Grant - California State Water Resources Control Board - Baker Beach Green Street Early Implementation Project - Not to Exceed \$3,759,822]**
Sponsors: Mayor; Stefani
Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a grant in an amount not to exceed \$3,759,822 from the California State Water Resources Control Board for planning, design, and construction of the Sewer System Improvement Program Baker Beach Green Street Early Implementation Project for the period of November 4, 2017, through March 21, 2022. (Public Utilities Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
43. [190764](#) **[Loan Documents - 937 Clay Street, 305 San Carlos Street, 3198-24th Street, 654 Capp Street - Small Sites Program, Preservation and Seismic Safety Program, Downtown Neighborhoods Preservation Fund - Loans for Affordable Housing - Not to Exceed \$37,493,000]**
Sponsors: Mayor; Peskin and Ronen
Resolution approving and authorizing the Director of the Mayor's Office of Housing and Community Development to execute documents relating to loans for the acquisition, rehabilitation, or permanent financing of four project sites pursuant to the Small Sites Program, Preservation and Seismic Safety Program, and Downtown Neighborhoods Preservation Fund, for a total loan amount not to exceed \$37,493,000; confirming the Planning Department's determination under the California Environmental Quality Act; and finding that the project loans are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Mayor's Office of Housing and Community Development)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

44. [190774](#) **[Real Property Acquisition - 1828 Egbert Avenue - San Francisco Self Storage III, LLC - \$67,300,000]**

Sponsor: Walton

Resolution approving and authorizing the Real Estate Division to acquire real property located at 1828 Egbert Avenue, from San Francisco Self Storage III, LLC, dba 1828 Egbert Avenue, LLC, for a purchase price of \$67,300,000 subject to future authorization of Certificates of Participation; placing the real property under the jurisdiction of the Real Estate Division for use of storing evidence and moving property from the Hall of Justice and other locations; adopting findings that the acquisition is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property to execute documents, enter into the Leaseback, and make certain modifications and take certain actions in furtherance of the Purchase Agreement and this Resolution, as defined herein. (Real Estate Department)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Mar, Brown, Peskin

45. [190214](#) **[Building Code - Fee Waiver for 100% Affordable Housing and Accessory Dwelling Units]**

Sponsors: Mayor; Brown and Mar

Ordinance amending the Building Code to waive specified fees for 100% affordable housing projects, as defined herein, and certain accessory dwelling unit projects for an approximately one-year pilot program; and affirming the Planning Department's determination under the California Environmental Quality Act.

(Fiscal Impact)

04/30/2019; RE-REFERRED to the Government Audit and Oversight Committee.

Question: Shall this Ordinance be PASSED ON FIRST READING?

46. [181012](#) **[Non-Renewal of a Mills Act Historical Property Contract - 690 Market Street]**

Sponsor: Peskin

Resolution regarding non-renewal of a Mills Act historical property contract with RCP LLC, the owner of 690 Market Street, The Chronicle Building, Assessor's Parcel Block No. 311, Lot No. 016 (specifically Assessor's Parcel Block No. 311, Lot Nos. 016-069, 73-74, and 78-79) under Chapter 71 of the Administrative Code; notifying the Assessor Recorder's Office of such non-renewal; and authorizing the Planning Director to send notice of the non-renewal of the historical property contract to the owner and record a notice of non-renewal.

Question: Shall this Resolution be ADOPTED?

47. [190673](#) **[Home Detention Electronic Monitoring Program Rules and Regulations and Program Administrator's Evidence of Financial Responsibility - 2019]**

Resolution approving the Sheriff's Department's home detention and electronic monitoring program rules and regulations and approving evidence of financial responsibility demonstrated by the program administrator, Sentinel Offender Services, LLC, for the 2019 calendar year. (Sheriff)

Question: Shall this Resolution be ADOPTED?

Referred Without Recommendation from the Land Use and Transportation Committee

Present: Supervisors Peskin, Safai, Haney

48. [181211](#) **[Health, Planning, and Police Codes - Small Business Permit Streamlining]**
Sponsors: Mayor; Brown

Ordinance to streamline small business permitting by, among other things, amending the Health Code to align regulation of restaurant enclosures for outdoor food service and restroom requirements with state standards; amending the Planning Code to clarify that a Type 2 (winegrower) and Type 23 (small beer manufacturer) liquor licenses may be used in conjunction with a Bar or Restaurant use, to amend the definition of a Bar to provide for consistent treatment of Type 64 liquor licenses, to modify Nighttime Entertainment use food service requirements, to reduce the distance measured for Retail Sales and Services uses in neighborhood commercial zoning districts to any neighborhood commercial district, to amend the use limitation provisions for nonconforming uses in RH (Residential, House), RM (Residential Mixed), and RTO (Residential, Transit-Oriented) districts to any neighborhood commercial district, to amend the definition of General Entertainment to include Amusement Game Arcade, to allow mechanical amusement games as a principally permitted use on the first story in the Haight Street Neighborhood Commercial District, to allow General Entertainment uses on higher floors in the Japantown Neighborhood Commercial District, and to allow Limited Restaurant use as an accessory use, and to revise the Upper Market Neighborhood Commercial Transit (NCT) District to allow General Entertainment as a principal use on the first and second stories; amending the Police Code to eliminate certain duplicative inspections and signoffs in connection with Place of Entertainment permits, and amending the definition of Limited Live Performance Locale to remove the requirement for food and beverage service; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and public necessity, convenience, and welfare findings pursuant to Planning Code, Section 302.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Peskin, Safai

49. [190712](#) **[Resolution of Intent to Vacate Streets - Potrero HOPE SF - Phase 2]**
Sponsors: Mayor; Walton
Resolution declaring the intention of the Board of Supervisors to order the vacation of streets in the Potrero HOPE SF - Phase 2 site, generally bounded by 25th Street on the north, 26th Street on the south, Wisconsin Street on the west, and Connecticut Street on the east; and setting the hearing date for the Board of Supervisors to sit as a Committee of the Whole on September 3, 2019, at 3:00 p.m. for all persons interested in the proposed vacation of said street areas.
- Question: Shall this Resolution be ADOPTED?**

Recommendations of the Rules Committee

Present: Supervisors Ronen, Walton, Mar

50. [190737](#) **[Supporting Assembly Constitutional Amendment No. 6 (McCarty et al.) - Free the Vote Act]**
Sponsors: Haney; Walton, Mar, Brown, Mandelman, Ronen and Fewer
Resolution supporting Assembly Constitutional Amendment No. 6, introduced by Assembly Members Kevin McCarty, Rob Bonta, Wendy Carillo, Mike Gipson, Lorena Gonzalez, Ash Kalra, Sydney Kamlager-Dove, Kevin Mullin, Mark Stone, and Shirley Weber, and co-authored by Senator Scott Wiener, to allow automatic restoration of voting rights to those on parole upon completion of a state or federal prison term.
- Question: Shall this Resolution be ADOPTED?**
51. [190751](#) **[Mayoral Appointment, Board of Appeals - Eduardo Santacana]**
Motion approving the Mayoral nomination for the appointment of Eduardo Santacana to the Board of Appeals, for a term ending July 1, 2020. (Clerk of the Board)
- (Charter, Section 4.106, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: July 3, 2019.)
- Question: Shall this Motion be APPROVED?**

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

COMMITTEE REPORTS

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

The following items will be considered by the Rules Committee at a Regular Meeting on Monday, July 29, 2019, at 10:00 a.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, July 30, 2019.

52. [190752](#) **[Mayoral Appointment, Treasure Island Development Authority Board of Directors - Ruby Bolaria-Shifrin]**
Motion approving/rejecting the Mayor's nomination for the appointment of Ruby Bolaria-Shifrin to the Treasure Island Development Authority Board of Directors, for a term ending February 26, 2022. (Clerk of the Board)
- (Pursuant to the Treasure Island Conversion Act of 1997, appointments of Directors who are not City officers are only effective upon approval by a majority of the Board of Supervisors. There is no deadline for confirmation and the appointment is not effective until the Board takes action. Transmittal Date: July 2, 2019.)
- Question: Shall this Motion be APPROVED?**
53. [190804](#) **[Appointments, Children, Youth and Their Families Oversight and Advisory Committee]**
Motion appointing one member, term ending July 1, 2020, and two members, terms ending July 1, 2021, to the Children, Youth and Their Families Oversight and Advisory Committee. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**
54. [190805](#) **[Appointment, Entertainment Commission]**
Motion appointing one member, term ending July 1, 2023, to the Entertainment Commission. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**
55. [190822](#) **[Appointment, Association of Bay Area Governments Executive Board - Supervisor Gordon Mar]**
Motion appointing Supervisor Gordon Mar, term ending June 30, 2021, to the Association of Bay Area Governments Executive Board. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**
56. [190823](#) **[Appointment, Bay Area Air Quality Management District Board of Directors - Supervisor Shamann Walton]**
Motion appointing Supervisor Shamann Walton, term ending February 1, 2021, to the Bay Area Air Quality Management District, Board of Directors. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**

57. [190825](#) **[Reappointment, Association of Bay Area Governments, Executive Board - Supervisor Rafael Mandelman]**
Motion reappointing Supervisor Rafael Mandelman, term ending June 30, 2021, to the Association of Bay Area Governments, Executive Board. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

58. 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.

59. 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.

CLOSED SESSION

(Scheduled pursuant to Motion No. M19-123 (File No. 190801) approved on July 23, 2019.)

CONFERENCE WITH CITY ATTORNEY - Existing Litigation

60. 190821 [Closed Session - Existing Litigation - Pacific Gas and Electric Company - July 30, 2019]

Closed Session for the Board of Supervisors to convene on July 30, 2019, pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1), for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation in which the City is a petitioner and Pacific Gas & Electric Company is an adverse party: In re: PG&E Corporation and Pacific Gas & Electric Company, United States Bankruptcy Court, Northern District of California, Case No. 19-30088-DM, filed January 29, 2019; Federal Energy Regulatory Commission Case No. EL19-38-000, filed January 28, 2019; Federal Energy Regulatory Commission Case No. ER18-1482-000, filed April 30, 2018; Federal Energy Regulatory Commission Case No. ER18-1102-000, filed March 15, 2018; Federal Energy Regulatory Commission Case No. ER18-790-000, filed February 2, 2018; Federal Energy Regulatory Commission Case No. ER18-768-000, filed January 31, 2018; Federal Energy Regulatory Commission Case No. ER18-198-000, filed October 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2406-000, filed August 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2181-000, filed July 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2204, filed July 31, 2017; Federal Energy Regulatory Commission Case No. ER17-1509-000, filed May 1, 2017; Federal Energy Regulatory Commission Case No. ER17-910-000, filed January 31, 2017; Federal Energy Regulatory Commission Case No. EL15-3-000, filed October 10, 2014; Federal Energy Regulatory Commission Case No. ER15-702-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-703-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-704-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-705-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-735-000, filed December 23, 2014; California Public Utilities Commission Case No. I.15-08-019, filed February 25, 2015; California Public Utilities Commission Case No. R.18-10-007, filed October 25, 2018; and California Public Utilities Commission Case No. R.19-01-006, filed January 10, 2019; scheduled pursuant to Motion No. M19-123, approved July 23, 2019. (Clerk of the Board)

Closed Session: The Board of Supervisors shall confer with the City Attorney.

[Elect To Disclose]

Motion that the Board finds it is in the best interest of the public that the Board elect at this time to disclose its closed session deliberations.

[Elect Not to Disclose]

Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations.

After a closed session, if one occurs, pending approval of above action to disclose, the President shall (1) request the Deputy City Attorney to identify the subjects discussed in the closed session, and (2) direct the Clerk of the Board to report the vote taken on any motion in the closed session.

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 65

61. [190816](#) **[Supporting California State Assembly Bill No. 1784 (Santiago, Chiu, and Gonzalez) - Secure the VOTE Act]**
Sponsor: Mandelman
Resolution supporting California State Assembly Bill No. 1784, authored by Assembly Members Miguel Santiago, David Chiu, and Lorena Gonzalez, with principal co-author Senator Scott Wiener, the "Secure the VOTE Act," to authorize the Secretary of State to award up to \$16 million in matching funds, upon appropriation by the Legislature, to counties for the development of open-source paper ballot voting systems.
- 07/23/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
62. [190817](#) **[Supporting the Rights of Workers at VCA San Francisco Veterinary Specialists]**
Sponsors: Ronen; Mar, Haney, Peskin, Brown, Mandelman, Walton, Safai, Fewer and Yee
Resolution supporting the rights of workers at VCA San Francisco Veterinary Specialists, San Francisco's largest veterinary hospital.
- 07/23/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
63. [190818](#) **[Congratulating Perry's Restaurant]**
Sponsor: Stefani
Resolution congratulating Perry's Restaurant, a beloved San Francisco institution, and its owner Perry Butler on 50 years of operation on Union Street.
- 07/23/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

64. [190824](#) [Approval of a 90-Day Retroactive Extension for Building Inspection Commission Review of Ordinance Regarding Controls on Residential Demolition, Merger, Conversion, and Alteration (File No. 181216)]

Sponsor: Peskin

Resolution retroactively extending by 90 days the prescribed time within which the Building Inspection Commission may render its decision on the proposed Ordinance (File No. 181216) amending the Planning Code to increase penalties for violations of the Planning Code and change the administrative enforcement procedure; provide new definitions for Residential Demolitions and Residential Flats, expand definitions of Alteration and Removal, expand definitions of, require additional notice, and impose new conditional use criteria for Residential Demolitions, Mergers, and Conversions; require additional review for changes of use to Child Care Facilities that propose an increase in the exterior dimension of the building; expand definition of change of use for Residential, Neighborhood Commercial (NC) and Neighborhood Commercial Transit (NCT) districts; add new notification requirements; add requirements for replacement structures; and establish definitions, criteria and procedures for approvals of Major Expansions of Existing Residential Buildings in certain residential districts; amending the Building Code to make the definition of Residential Demolition consistent with the Planning Code, and require pre-permit inspections and additional application requirements; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public convenience, necessity, and welfare under Planning Code, Section 302.

07/24/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

65. [190819](#) [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments - November 5, 2019, Consolidated Municipal Election]

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters for the November 5, 2019, Consolidated Municipal Election. (Clerk of the Board)

07/23/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

66. IMPERATIVE AGENDA

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

[Serious Injury Finding]

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

[Purely Commendatory Finding]

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

[Brown Act Finding]

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

LEGISLATION INTRODUCED AT ROLL CALL**Introduced by a Supervisor or the Mayor**

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

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

Introduced at the Request of a Department

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

PROPOSED ORDINANCES**190806****[Settlement of Lawsuit - Innsbruck, LP - \$1,557,420 Plus Interest]**

Ordinance authorizing settlement of the lawsuit filed by Innsbruck, LP against the City and County of San Francisco for \$1,557,420 plus interest; the lawsuit was filed on May 14, 2018, in San Francisco Superior Court, Case No. CGC-18-566560; entitled Innsbruck, LP v. City and County of San Francisco, et al.; the lawsuit involves a transfer tax refund. (City Attorney)

07/22/2019; RECEIVED FROM DEPARTMENT.

07/30/2019; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

190807**[Settlement of Lawsuit - Plaza GB, LP - \$1,294,995 Plus Interest]**

Ordinance authorizing settlement of the lawsuit filed by Plaza GB, LP against the City and County of San Francisco for \$1,294,995 plus interest; the lawsuit was filed on May 14, 2018, in San Francisco Superior Court, Case No. CGC-18-566558; entitled Plaza GB, LP v. City and County of San Francisco, et al.; the lawsuit involves a transfer tax refund. (City Attorney)

07/22/2019; RECEIVED FROM DEPARTMENT.

07/30/2019; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS**190808****[Emergency Declaration - Heating, Ventilation, and Air Conditioning System Failure - Estimated Cost of Repairs Exceeds \$100,000]**

Resolution approving the Director of Public Work's declaration of an emergency for the heating, ventilation, and air conditioning system failure of all existing chillers on the rooftop of 1235 Mission Street, a property that is operated by the Human Services Agency, estimated to cost more than \$100,000 to repair, pursuant to Administrative Code, Section 21.15(c). (Public Works)

07/22/2019; RECEIVED FROM DEPARTMENT.

07/30/2019; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

190809

[Contract Approval - Bar None Auction - Auctioning Services - \$1,300,000 Anticipated Revenue]

Resolution authorizing the Office of Contract Administration to enter into a contract for auctioning services with Bar None Auction with an anticipated revenue of \$1,300,000 for a term of October 1, 2019, through September 30, 2022. (Office of Contract Administration)

07/22/2019; REFERRED TO DEPARTMENT.

07/30/2019; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

190803 [Petitions and Communications]

Petitions and Communications received from July 15, 2019, through July 22, 2019, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on July 30, 2019.

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, pursuant to Charter, Section 3.100(18), making the following appointment to the Civil Service Commission: Copy: Each Supervisor. (1)

Jacqueline Minor - term ending June 30, 2023

From the Office of the Controller, City Services Auditor, submitting its report, titled "The Airport Complied With Solicitation Procedures for Concession Leases but Can Better Track Small and Local Business Participation." Copy: Each Supervisor. (2)

From the Office of the Controller, submitting its proposal for new Permit Center Service known, for now, as Construction Consulting. Copy: Each Supervisor. (3)

From the Public Utilities Commission, submitting four Administrative Code, Chapter 12B, Waiver Requests. Copy: Each Supervisor. (4)

From the Clerk of the Board of Supervisors, pursuant to Sunshine Ordinance, Section 67.24(e), submitting a report on the sole source contracts received for FY2018-2019. Copy: Each Supervisor. (5)

From Judge Quentin Kopp, regarding the proposed Charter Amendment to establish the Commission on Homelessness. Copy: Each Supervisor. (6)

From Aaron Goodman, submitting comments for the Land Use and Transportation Committee, regarding climate concerns. Copy: Each Supervisor. (7)

From Christine Harris, regarding plastic debris in San Francisco. Copy: Each Supervisor. (8)

From Mir Ali, regarding the streets of San Francisco. Copy: Each Supervisor. (9)

From Raphael Braschoss, regarding proposed cuts to the police patrol budget. Copy: Each Supervisor. (10)

From Rob Mitchell, regarding the homeless problem in Potrero Hill. Copy: Each Supervisor. (11)

From Donna Williams, regarding needles behind the bus stop on McAllister Street. Copy: Each Supervisor. (12)

From concerned citizens, regarding proposed Resolution for Interim Zoning Controls. 3 letters. File No. 190689. Copy: Each Supervisor. (13)

From Allen Jones, regarding the closing of SF Juvenile Justice Center. Copy: Each Supervisor. (14)

From Peter Warfield, Library Users Association, regarding San Francisco Public Library Fines and Fees. File No. 190631. Copy: Each Supervisor. (15)

From Shannon Getty, regarding a tentative map approval for 2146-2150 Union Street. File No. 190698. Copy: Each Supervisor. (16)

From Suzanna Bailey, regarding RV camp for the homeless at Balboa BART Station. File No. 190812. Copy: Each Supervisor. (17)

From Brent Turner, regarding Senator Ron Wyden's statement regarding election systems. Copy: Each Supervisor. (18)

From David Lee, regarding reusable bags. Copy: Each Supervisor. (19)

From Linda Behlu, regarding increased services from the Civic Center Community Benefit District. Copy: Each Supervisor. (20)

From concerned citizen, regarding SFMTA and a new bike station located at Webster and Greenwich Streets. Copy: Each Supervisor. (21)

From Kathleen M. Wells, submitting the Authoritative American Citizenship Executive Order. Copy: Each Supervisor. (22)

ADJOURNMENT