

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, June 12, 2018 - 2:00 PM

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

Regular Meeting

LONDON BREED, PRESIDENT

MALIA COHEN, SANDRA LEE FEWER, JANE KIM, AARON PESKIN, HILLARY RONEN,
AHSHA SAFAI, JEFF SHEEHY, CATHERINE STEFANI, KATY TANG, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Meeting Days

| | |
|---|-----------------------------------|
| Budget and Finance Committee Supervisors Cohen, Fewer, Stefani, Sheehy, Yee | Thursday 1:00 PM |
| Budget and Finance Federal Select Committee Supervisors Cohen, Fewer, Tang | 2nd and 4th Thursday 1:15 PM |
| Budget and Finance Sub-Committee Supervisors Cohen, Fewer, Stefani | Thursday 10:00 AM |
| Government Audit and Oversight Committee Supervisors Kim, Peskin, Breed | 1st and 3rd Wednesday 10:00 AM |
| Land Use and Transportation Committee Supervisors Tang, Kim, Safai | Monday 1:30 PM |
| Public Safety and Neighborhood Services Committee Supervisors Sheehy, Ronen, Peskin | 2nd and 4th Wednesday 10:00 AM |
| Rules Committee Supervisors Safai, Yee, Stefani | 2nd and 4th Wednesday 2:00 PM |

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

Volume 113 Number 19

Members Present: London Breed, Malia Cohen, Sandra Lee Fewer, Jane Kim, Aaron Peskin, Hillary Ronen, Ahsha Safai, Jeff Sheehy, Catherine Stefani, Katy Tang, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, June 12, 2018, with President London Breed presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President Breed called the meeting to order at 2:01 p.m. On the call of the roll, Supervisors Sheehy and Yee were noted not present. There was a quorum.

COMMUNICATIONS

There were no communications.

Supervisor Yee was noted present at 2:02 p.m.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the May 8, 2018, Board Meeting Minutes. There were no corrections.

Supervisor Peskin, seconded by Supervisor Safai, moved to approve the May 8, 2018, Board Meeting Minutes. The motion carried by the following vote, following general public comment:

Ayes: 10 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Stefani, Tang, Yee

Absent: 1 - Sheehy

AGENDA CHANGES

There were no agenda changes.

Supervisor Sheehy was noted present at 2:03 p.m.

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

President Breed requested File Nos. 180450, 180451, 180449, 180452, 180447, and 180448 be called together.

180450 [Power Revenue Bond Issuance and Sale - San Francisco Public Utilities Commission - Not to Exceed \$154,928,059]

Sponsor: Mayor

Ordinance authorizing the issuance and sale of tax-exempt or taxable Power Revenue Bonds and other forms of indebtedness by the San Francisco Public Utilities Commission (Commission) in an aggregate principal amount not to exceed \$154,928,059 to finance the costs of various capital projects benefitting the Power Enterprise pursuant to Charter, Sections 9.107(6) and 9.107(8), authorization to issue Refunding Power Revenue Bonds; declaring the Official Intent of the Commission to reimburse itself with one or more issues of tax-exempt bonds; and ratifying previous actions taken in connection therewith, as defined herein.

(Pursuant to Charter, Section 9.107(6), this matter shall require a vote of three-fourths (9 votes) of all members of the Board of Supervisors to approve water and electric power facilities under the jurisdiction of the Public Utilities Commission ordinance for passage.)

Ordinance No. 142-18

FINALLY PASSED by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

180451 [Water Revenue Bond and Other Forms of Indebtedness Issuance - San Francisco Public Utilities Commission - Not to Exceed \$478,440,136]

Sponsor: Mayor

Ordinance authorizing the issuance and sale of tax-exempt or taxable Water Revenue Bonds and other forms of indebtedness (as described below) by the San Francisco Public Utilities Commission (Commission) in an aggregate principal amount not to exceed \$478,440,136 to finance the costs of various capital water projects benefitting the Water Enterprise pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; authorizing the issuance of Water Revenue Refunding Bonds; declaring the Official Intent of the Commission to reimburse itself with one or more issues of tax-exempt bonds or other forms of indebtedness; and ratifying previous actions taken in connection therewith, as defined herein.

(Pursuant to Charter, Section 8B.124, this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve such water revenue bonds ordinance for passage.)

Ordinance No. 143-18

FINALLY PASSED by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

180449 [Appropriation - Proceeds from Revenue Bonds, State Loans or Grants, Wastewater Revenues and Capacity Fees - Wastewater Capital Improvements at the Public Utilities Commission - FYs 2018-2019 and 2019-2020 - \$1,217,658,494]

Sponsor: Mayor

Ordinance appropriating a total of \$1,217,658,494 of proceeds from revenue bonds, State of California Water Resources Control Board's revolving loan funds (State Loan Funds) or grant funds (State Grant Funds), wastewater revenue and capacity fees for the San Francisco Public Utilities Commission (SFPUC) Wastewater Enterprise's Capital Improvement Program for FY2018-2019 at \$706,606,351 and for FY2019-2020 at \$511,052,143 and placing \$987,414,494 in Revenue Bonds or State Loan or Grant Funds by project on Controller's reserve subject to the Controller's certification of funds availability, including proceeds of indebtedness, and for construction related expenditures (excluding program management, planning and design) for these projects, as applicable, also subject to the prior occurrence of the SFPUC's and the Board of Supervisors' discretionary adoption of California Environmental Quality Act (CEQA) findings for projects, following review and consideration of completed project related environmental analysis, where required.

(Fiscal Impact)

Ordinance No. 141-18

FINALLY PASSED by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

180452 [Wastewater Revenue Bond Issuance and Sale - San Francisco Public Utilities Commission - Not to Exceed \$987,414,494]

Sponsor: Mayor

Ordinance authorizing the issuance and sale of tax-exempt or taxable Wastewater Revenue Bonds and other forms of indebtedness (as described below) by the San Francisco Public Utilities Commission (Commission) in an aggregate principal amount not to exceed \$987,414,494 to finance the costs of various capital wastewater projects benefitting the Wastewater Enterprise pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; authorizing the issuance of Wastewater Revenue Refunding Bonds; declaring the Official Intent of the Commission to reimburse itself with one or more issues of tax-exempt bonds or other forms of indebtedness; and ratifying previous actions taken in connection therewith, as defined herein.

(Pursuant to Charter, Section 8B.124, this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve such water revenue bonds ordinance for passage.)

Ordinance No. 144-18

FINALLY PASSED by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

180447 [Appropriation - Proceeds from Hetch Hetchy Revenue, Cap and Trade Revenue, Power and Water Revenue Bonds - San Francisco Public Utilities Commission Hetch Hetchy Capital Improvement Program - FYs 2018-2019 and 2019-2020 - \$340,106,949]

Sponsor: Mayor

Ordinance appropriating a total of \$340,106,949 of Hetch Hetchy revenue, Cap and Trade Revenue and Power and Water Revenue Bonds for the San Francisco Public Utilities Commission (SFPUC) Hetch Hetchy Capital Improvement Program for FY2018-2019 at \$140,527,284 and for FY2019-2020 at \$199,579,665; and placing \$154,928,058 of Power Bonds, \$102,188,742 of Water Bonds by project on Controller's reserve subject to the Controller's certification of funds availability, including proceeds of indebtedness, and for construction related expenditures (excluding program management, planning and design) for these projects, as applicable, also subject to the prior occurrence of the SFPUC's and the Board of Supervisors' discretionary adoption of California Environmental Quality Act (CEQA) findings for projects, following review and consideration of completed project related environmental analysis, where required.
(Fiscal Impact)

Ordinance No. 139-18

FINALLY PASSED by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

180448 [Appropriation - Proceeds from Revenue Bonds, State Loan or Grant Funds, Water Revenues and Water Capacity Fees of \$483,137,393 - FYs 2018-2019 and 2019-2020 - Re-Appropriation of \$15,958,031 for Water Capital Improvements - FY2018-2019]

Sponsor: Mayor

Ordinance appropriating a total of \$483,137,393 of proceeds from Revenue Bonds, State of California Water Resources Control Board's revolving loan funds (State Loan Funds) or grant funds (State Grant Funds), water revenues and water capacity fees for the San Francisco Public Utilities Commission (SFPUC) Water Enterprise's Capital Improvement Program for FY2018-2019 at \$276,222,393 and for FY2019-2020 at \$206,915,000; and re-appropriating Water Capital Project appropriations of \$15,958,031 in FY2018-2019 and placing \$376,251,393 of Revenue Bond and State Loan Funds or State Grant Funds proceeds by project on Controller's reserve subject to the Controller's certification of funds availability, including proceeds of indebtedness, and for construction related expenditures (excluding program management, planning and design) for these projects, as applicable, also subject to the prior occurrence of the SFPUC's and the Board of Supervisors' discretionary adoption of California Environmental Quality Act (CEQA) findings for projects, following review and consideration of completed project related environmental analysis, where required.
(Fiscal Impact)

Ordinance No. 140-18

FINALLY PASSED by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

Recommendation of the Land Use and Transportation Committee

180117 [Planning Code - Increasing the Transportation Sustainability Fee for Large Non-Residential Projects]

Sponsors: Peskin; Ronen

Ordinance amending the Planning Code to increase the Transportation Sustainability Fee by \$5 (to \$24.04) for Non-Residential Projects larger than 99,999 gross square feet, except in the Central South of Market Area Plan area, where the fee for such projects would be increased by \$2 (to \$21.04); affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of public necessity, convenience and welfare, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Ordinance No. 138-18

FINALLY PASSED by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Committee

President Breed requested File Nos. 180462, 180461, and 180454 be called together.

180462 [General Obligation Bonds - Seawall and Other Critical Infrastructure - \$425,000,000]

Sponsors: Mayor; Breed, Cohen, Kim, Peskin, Sheehy and Safai

Resolution determining and declaring that the public interest and necessity demand the construction, reconstruction, acquisition, improvement, demolition, seismic strengthening, and repair of the Embarcadero Seawall and other critical infrastructure and the payment of related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of \$425,000,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require incurring bonded indebtedness; affirming the Planning Department's determination under the California Environmental Quality Act; finding the proposed bond is in conformity with the General Plan, and the eight priority policies of Planning Code, Section 101.1(b); and waiving the time limits set forth in Administrative Code, Section 2.34.

(Fiscal Impact)

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

Resolution No. 183-18

ADOPTED by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

180461 [Amended Ten-Year Capital Expenditure Plan-FYs 2018-2027 - Increase Proposed Seawall Bond to \$425,000,000]**Sponsors: Mayor; Breed, Cohen, Kim, Peskin, Sheehy and Safai**

Resolution amending the City's ten-year capital expenditure plan for FYs 2018-2027 to increase the proposed Seawall Bond from \$350,000,000 to \$425,000,000 to fund Phase 1 of the Seawall Program.

(Fiscal Impact)

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

Resolution No. 182-18**ADOPTED by the following vote:**

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

180454 [General Obligation Bond Election - Seawall and Other Critical Infrastructure - \$425,000,000]**Sponsors: Mayor; Breed, Cohen, Kim, Peskin, Sheehy, Yee and Safai**

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 6, 2018, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: \$425,000,000 to finance the construction, reconstruction, acquisition, improvement, demolition, seismic strengthening and repair of the Embarcadero Seawall and other critical infrastructure, 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 in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; affirming the Planning Department's determination under the California Environmental Quality Act, and finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; incorporating the provisions regarding the Citizens' Bond Oversight Committee in Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34.

(Economic Impact)

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

Supervisor Peskin, seconded by Supervisor Yee, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Line 23, by adding 'e. The Seawall is a contributing resource to the Embarcadero Historic District listed on the National Register of Historic Places.'; on Page 4, Lines 5-11, by adding 'm. The Port, in consultation with the Board, will work with City transportation planners and conduct public outreach to determine the most financially feasible approaches to construction on the Seawall that minimize disruption along the Embarcadero. n. At one or more hearings of the Historic Preservation Commission, the Port, in consultation with seismic and structural engineers, will analyze preferred alternatives for Seawall construction that minimize impact to the San Francisco Bay and preserve historic assets to the fullest extent possible.', and on Line 20, by adding 'help' after 'indebtedness to', 'overall' after 'finance the', and 'the Seawall Program, including' after 'cost of'; and making other clarifying and conforming changes. The motion carried by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 6, 2018, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: \$425,000,000 to finance the construction, reconstruction, acquisition, improvement, demolition, seismic strengthening and repair of the Embarcadero Seawall and other critical infrastructure, 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 in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; affirming the Planning Department's determination under the California Environmental Quality Act, and finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; incorporating the provisions regarding the Citizens' Bond Oversight Committee in Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34. (Economic Impact)

(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.)

Supervisor Peskin, seconded by Supervisor Yee, moved that this Ordinance be CONTINUED AS AMENDED to a Committee of the Whole hearing at the Board of Supervisors on June 19, 2018. The motion carried by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

Recommendation of the Land Use and Transportation Committee

180187 [Planning Code - Reauthorizing Section 210.3C Concerning New Production, Distribution, and Repair Space]

Sponsor: Cohen

Ordinance amending the Planning Code to reauthorize provisions that support the development of new Production, Distribution, and Repair (PDR) space in specified PDR 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 findings of public necessity, convenience, and welfare under Planning Code, Section 302.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

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

Supervisor Yee, seconded by Supervisor Ronen, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

Supervisor Yee introduced, welcomed, and presented Certificates of Honor to World War II Veterans, Allen W. Luu, Ron Wong, and Dale King, in recognition of their honorable service to the United States of America and their many lifetime accomplishments.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdalla Megahed; shared concerns regarding the election of a new Mayor for the City and County of San Francisco.

Wynship W. Hillier; shared concerns regarding Citywide Case Management/Community Focus and the legal rights of mental health patients.

Manny Lum; expressed support of the Resolution calling for Congress to award Chinese American World War II Veterans with the Congressional Gold Medal (File No. 180627).

Raymond Wong; expressed support of the Resolution calling for Congress to award Chinese American World War II Veterans with the Congressional Gold Medal (File No. 180627).

Calvin Tang; expressed support of the Resolution calling for Congress to award Chinese American World War II Veterans with the Congressional Gold Medal (File No. 180627).

Roger Brendan; shared concerns regarding the cost of affordable housing in San Francisco.

Hubert Lee; expressed support of the Resolution calling for Congress to award Chinese American World War II Veterans with the Congressional Gold Medal (File No. 180627).

Speaker; shared various religious concerns.

Richard Lau; expressed support of the Resolution calling for Congress to award Chinese American World War II Veterans with the Congressional Gold Medal (File No. 180627).

Charlie Walker; shared concerns regarding the lack of African-American representation.

Tom Gilbert; shared excerpts from a specific book and the importance of protecting democracy.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

180625 [Opposing Proposed California Ballot Measure - Expanding Requirement for Supermajority Approval to Enact New Revenue Measures]

Sponsors: Ronen; Fewer, Sheehy, Cohen and Yee

Resolution opposing the proposed California state ballot measure expanding the requirement for supermajority approval to enact new revenue measures.

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

Resolution No. 185-18

ADOPTED

180605 [Final Map 9028 - 1598 Bay Street]

Motion approving Final Map 9028, a 28 residential unit condominium project, located at 1598 Bay Street, being a subdivision of Assessor's Parcel Block No. 0459, Lot No. 007; and adopting findings pursuant to the General Plan, and the priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M18-083

APPROVED

180606 [Final Map 9478 - 1463-1465 Lombard Street]

Motion approving Final Map 9478, a 14 residential unit and one commercial unit, mixed-use condominium project, located at 1463-1465 Lombard Street, being a subdivision of Assessor's Parcel Block No. 0503, Lot No. 112; and adopting findings pursuant to the General Plan, and the priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M18-084

APPROVED

180607 [Final Map 9081 - 2238-2254 Market Street, 2153-2155-15th Street, and 2157-15th Street]

Motion approving Final Map 9081, a 42 residential unit and three commercial unit, mixed-use condominium project, located at 2238-2254 Market Street, 2153-2155-15th Street, and 2157-15th Street, being a merger and subdivision of Assessor's Parcel Block No. 3560, Lot Nos. 005 thru 008, and Assessor's Parcel Block No. 3560, Lot Nos. 025 thru 026; and adopting findings pursuant to the General Plan, and the priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M18-085

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Stefani requested that File No. 180551 be severed so that it may be considered separately.

180551 [Supporting California State Senate Bill No. 1186 (Hill) - Stop Secret Surveillance Act]

Sponsors: Peskin; Cohen

Resolution declaring support for California State Senate Bill No. 1186 (SB 1186), the Stop Secret Surveillance Act, authored by Senator Jerry Hill, requiring law enforcement agencies to hold public hearings and generate Surveillance Use Policies governing the information collected by surveillance technology.

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

Resolution No. 184-18

ADOPTED by the following vote:

Ayes: 10 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Tang, Yee

Noes: 1 - Stefani

Supervisor Tang requested that File No. 180626 be severed so that it may be considered separately.

180626 [Reaffirming Commitment to Women's Access to Affordable Reproductive, Family Planning, and Sexual Health Services in San Francisco]

Sponsors: Tang; Ronen, Fewer, Kim, Stefani, Cohen, Breed, Yee and Safai

Resolution denouncing President Trump and the United States Department of Health and Human Services for proposing to prohibit federal Title X funding for federally funded clinics that provide abortions or abortion-related services; and affirming San Francisco's commitment to protect and maintain an individual's choice to receive access to critical women's health services.

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

Resolution No. 186-18

ADOPTED by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

Supervisor Yee requested that File No. 180627 be severed so that it may be considered separately.

180627 [Urging Support for Honoring Chinese American World War II Veterans with a Congressional Gold Medal]

Sponsors: Yee; Tang, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Breed and Cohen

Resolution calling on the United States Congress to award Chinese American World War II Veterans with the Congressional Gold Medal.

Supervisors Peskin, Ronen, Safai, Sheehy, Stefani, Breed, and Cohen requested to be added as co-sponsors.

Resolution No. 187-18

ADOPTED by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

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

ORDINANCES

180644 [Planning Code, Zoning Map - Design Professional Special Use District]

Sponsor: Cohen

Ordinance amending the Planning Code and Zoning Map to create the Design Professional Special Use District at 2 Henry Adams Street, Assessor's Parcel Block No. 3910, Lot No. 001, to allow for Design Professional uses above the second story in a PDR-1-D (Production, Distribution, and Repair Design) zoning district with a Conditional Use Authorization; 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 general welfare under Planning Code, Section 302.

06/12/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 7/12/2018.

180645 [Planning Code, Zoning Map - Rezoning, Preservation Designation - 175 Golden Gate Avenue]

Sponsor: Kim

Ordinance amending the Planning Code and Zoning Map to rezone the building at 175 Golden Gate Avenue (De Marillac Academy), Assessor's Parcel Block No. 0349, Lot No. 011, from RC-4 (Residential-Commercial, High Density) to C-3-G (Commercial, Downtown General); designating the building for preservation purposes as a Category III, Contributory Building; 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.

06/12/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 7/12/2018.

180646 [Environment Code - Refuse Separation Compliance]

Sponsor: Safai

Ordinance amending the Environment Code to require audits every two years of large refuse generators for compliance with refuse separation requirements, and to establish enforcement measures applicable to large refuse generators that have been noncompliant for nine or more consecutive months; and affirming the Planning Department's determination under the California Environmental Quality Act.

06/12/18; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 7/12/2018.

RESOLUTIONS

180647 [Accept and Expend Grant - California State Senate Bill 1 Local Partnership Program - Street Resurfacing Projects - FYs 2017-2018 and 2018-2019 - \$4,189,000]
Sponsor: Mayor

Resolution authorizing the acceptance and expenditure of California State Senate Bill 1 Local Partnership Program formulaic funding in the amount of \$4,189,000 for San Francisco Public Works' street resurfacing projects for FYs 2017-2018 and 2018-2019. (Public Works)
(Fiscal Impact; No Budget and Legislative Analyst Report)

06/12/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

180648 [Dignity Fund Community Needs Assessment - 2017-2018]

Sponsor: Cohen

Resolution affirming and approving the 2017-2018 Dignity Fund Community Needs Assessment.

06/12/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

MOTION

180649 [Concurring in the Continuation of the Declaration of Local Emergency - Flooding Affecting SFPUC's Moccasin Reservoir (Tuolumne County)]

Motion concurring in the continuation of the Declaration of Local Emergency by the Mayor and in the actions taken to meet the emergency of flooding affecting the San Francisco Public Utilities Commission's Moccasin Reservoir in Tuolumne County. (Clerk of the Board)

06/12/18; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

REQUEST FOR HEARING

180642 [Committee of the Whole - Ordinance (File No. 180454) - General Obligation Bond Election - Seawall and Other Critical Infrastructure - \$425,000,000 - June 19, 2018]

Hearing of the Board of Supervisors to sit as a Committee of the Whole on June 19, 2018, at 3:00 p.m., to hold a public hearing to consider the proposed Ordinance (File No. 180454) calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 6, 2018, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: \$425,000,000 to finance the construction, reconstruction, acquisition, improvement, demolition, seismic strengthening and repair of the Embarcadero Seawall and other critical infrastructure, and related costs necessary or convenient for the foregoing purposes; scheduled pursuant to the approval of a motion made during the Board of Supervisors meeting of June 12, 2018. (Clerk of the Board)

06/12/18; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

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

180595 [Settlement of Lawsuit - Kevin Castain and Melina Castain - \$850,000]

Ordinance authorizing settlement of the lawsuit filed by Kevin Castain and Melina Castain against the City and County of San Francisco for \$850,000; the lawsuit was filed on November 17, 2015, in San Francisco Superior Court, Case No. CGC-15-549024; entitled Kevin Castain and Melina Castain v. City and County of San Francisco, Department of Public Works, et al.; the lawsuit involves alleged personal injury from tree limbs. (City Attorney)

05/25/18; RECEIVED FROM DEPARTMENT.

06/12/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

180596 [Settlement of Lawsuit - Luis Adolfo Marquez - \$150,000]

Ordinance authorizing settlement of the lawsuit filed by Luis Adolfo Marquez against the City and County of San Francisco for \$150,000; the lawsuit was filed on October 5, 2016, in San Francisco Superior Court, Case No. CGC-16-554676; entitled Luis Adolfo Marquez v. Jimmy Denis Ford, City and County of San Francisco; the lawsuit involves an alleged personal injury on a City street. (City Attorney)

05/25/18; RECEIVED FROM DEPARTMENT.

06/12/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

180597 [Settlement of Lawsuit - Pacific Bell Telephone Company - \$67,500]

Ordinance authorizing settlement of the lawsuit filed by Pacific Bell Telephone Company against the City and County of San Francisco for \$67,500; the lawsuit was filed on August 9, 2017, in San Francisco Superior Court, Case No. CGC-17-560617; entitled Pacific Bell Telephone Company v. City and County of San Francisco; the lawsuit involves an alleged flooding incident. (City Attorney)

05/25/18; RECEIVED FROM DEPARTMENT.

06/12/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

180598 [Settlement of Unlitigated Claim - CM Bivens - \$45,000]

Resolution approving the settlement of unlitigated claims filed by CM Bivens against the City and County of San Francisco for \$45,000; the claims were filed on October 20, 2016, and June 15, 2017; the claims involve an employment dispute. (City Attorney)

05/25/18; RECEIVED FROM DEPARTMENT.

06/12/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

180599 [Lease Agreement - Canonica New York, LLC - Terminal 2 Specialty Retail Concession - \$225,000 Initial Minimum Annual Guarantee]

Resolution approving the Terminal 2 Specialty Retail Concession Lease No. 3 - Lease No. 18-0073 between Canonica New York, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of seven years to commence following Board approval, and a minimum annual guarantee of \$225,000 for the first year of the Lease. (Airport Commission)

05/25/18; RECEIVED FROM DEPARTMENT.

06/12/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

180600 [Lease Agreement - Brookstone SFO T-2, LLC - Terminal 2 Specialty Retail Concession - \$325,000 Initial Minimum Annual Guarantee]

Resolution approving the Terminal 2 Specialty Retail Concession Lease No. 1 - Lease No. 18-0071, between Brookstone SFO T-2, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of seven years to commence following Board approval, and an initial minimum annual guarantee of \$325,000 for the first year of the Lease. (Airport Commission)

05/25/18; RECEIVED FROM DEPARTMENT.

06/12/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

180601 [Lease Agreement - Avila Retail Development & Management, LLC - Terminal 2 Specialty Retail Concession - \$200,000 Initial Minimum Annual Guarantee]

Resolution approving the Terminal 2 Specialty Retail Concession Lease No. 2 - Lease No. 18-0072, between Avila Retail Development & Management, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of seven years to commence following Board approval, and an initial minimum annual guarantee of \$200,000 for the first year of the Lease. (Airport Commission)

05/25/18; RECEIVED FROM DEPARTMENT.

06/12/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

180602 [Lease Agreement - SSP America, Inc. - \$250,000 Minimum Annual Guarantee]

Resolution approving the Terminal 2 Casual Dining Food & Beverage Concession Lease No. 6 - Lease No. 18-0074, between SSP America, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for a term of ten years to commence upon approval by the Board of Supervisors, and a minimum annual guarantee of \$250,000 for the first year of the Lease. (Airport Commission)

05/25/18; RECEIVED FROM DEPARTMENT.

06/12/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

180603 [Contract Amendment No. 6 - HNTB-B&C JV - Central Subway Project - Not to Exceed \$34,930,020]

Resolution retroactively approving Amendment No. 6 to Contract CS-155-3 Architectural and Engineering Services for the Final Design and Construction of the Central Subway Project with HNTB-B&C JV to increase the contract amount by \$1,269,472 to redesign the trackway alignment and analyze impacts to ventilation systems; and provide design and construction support for specialized communication and video systems, with no change to the length of the 10-year term to expire April 27, 2020, for a total contract amount not to exceed \$34,930,020. (Municipal Transportation Agency)
(Fiscal Impact)

06/04/18; RECEIVED FROM DEPARTMENT.

06/12/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

180604 [Contract Amendments - Central Subway Design Group - Central Subway Project - Not to Exceed \$47,900,606]

Resolution retroactively approving Amendment No. 1 and approving Amendment No. 4 to Contract CS-155-2 Architectural and Engineering Services for the Final Design and Construction of the Central Subway Project with Central Subway Design Group to increase the contract amount by \$1,010,600 for Amendment No. 1 for designs to lower the Chinatown Station, and \$6,323,936 for Amendment No. 4 for additional work necessary to provide engineering services through completion of the Central Subway Project stations construction, with no change to the length of the 10-year term to expire on April 4, 2020, for a total amended contract amount not to exceed \$47,900,606. (Municipal Transportation Agency)
(Fiscal Impact)

06/04/18; RECEIVED FROM DEPARTMENT.

06/12/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

In Memoriams

*Yok Jun Lau - Supervisor Peskin
Paolo Caltagirone - Supervisor Sheehy
Geraldine Washburn - Supervisors Stefani*

ADJOURNMENT

There being no further business, the Board adjourned at the hour 3:11 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 17, 2018.

Angela Calvillo, Clerk of the Board